



Agenda: Thursday, June 7, 2018, 7:00 a.m.

City of Moscow Council Chambers • 206 E 3rd Street • Moscow, ID 83843

1. **Consent Agenda** - Any item will be removed from the consent agenda at the request of any member of the Board and that item will be considered separately later.
 - A. Minutes from May 17, 2018

ACTION: Approve the consent agenda or take such other action deemed appropriate.

2. **Public Comment for items *not on agenda*:** Three minute limit

3. **Announcements**

4. **Amended and Restated Legacy Crossing Urban Renewal Plan Approval – Bill Belknap**

On April 2nd, City Council approved the Legacy Crossing Main Street Expansion eligibility report and requested the Agency to proceed with the amendment of the Legacy Crossing District. The Board reviewed the preliminary plan amendment draft on April 19th and the Finance Committee reviewed the final draft on May 21st at which time they recommended approval of the plan amendment to the Board. The final plan amendment including the associated infrastructure improvement needs and financial feasibility analysis is now before the Board for approval. Once approved, the proposed amended plan would be transmitted to the City Council for the Council's consideration.

ACTIONS: Approve proposed Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan and associated Resolution; or take other action as deemed appropriate.

5. **Sixth and Jackson Property Request for Proposals – Bill Belknap**

After Sangria's termination of the Development and Disposition Agreement for the Sixth and Jackson property, the Board directed staff to prepare a Requests for Proposals (RFPs) to solicit private development interest in the remnant parcels that will remain after the development of the Hello Walk. Staff has prepared the RFP noticing the opportunity for developers to submit proposals for either or both parcels. The draft RFP anticipates advertising the request for 60 days beginning on June 9th with proposals due by August 10th. Staff is seeking Board approval to proceed with the RFP.

ACTIONS: Approve publication of the Request for Proposals; or take other action as deemed appropriate.

6. **Assignment of the Professional Services Agreement with Palouse Commercial Real Estate – Bill Belknap**

Palouse Commercial Real Estate recently changed ownership entities when the company was purchased by Justin Rasmussen. The Agency's current professional services agreement is with Palouse Commercial LLC which was the legal ownership entity of the company prior to the recent ownership change. Per Section 11 of the

Agreement, the Agency must consent to the assignment of the agreement to another entity. Staff is recommending that the Board approve the assignment of the Professional Services Agreement from Palouse Commercial LLC to Palouse Commercial Real Estate.

ACTIONS: Approve the assignment the Moscow Urban Renewal Agency Commercial Real Estate Services Agreement from Palouse Commercial LLC to Palouse Commercial Real Estate; or take other action as deemed appropriate.

7. General Agency Updates – Bill Belknap

- Legacy Crossing District
- Alturas District
- General Agency Business

NOTICE: Individuals attending the meeting who require special assistance to accommodate physical, hearing, or other impairments, please contact the City Clerk, at (208) 883-7015 or TIDD 883-7019, as soon as possible so that arrangements may be made.



Minutes: Thursday, May 17, 2018, 7:00 a.m.

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Commissioners Present	Commissioners Absent	Also in Attendance
Steve McGeehan, Chair		Bill Belknap, MURA Executive Director
Art Bettge		Anne Peterson, MURA Clerk
Trent Bice		Brittany Gunderson, Treasurer
Steve Drown		
Dave McGraw		
Ron Smith		
Brandy Sullivan		

Chair McGeehan called the meeting to order at 7:00 a.m.

- Consent Agenda** - Any item will be removed from the consent agenda at the request of any member of the Board and that item will be considered separately later.

A. Minutes from April 19, 2018

B. April 2018 Payables

C. April 2018 Financials

Smith moved approval, seconded by Bettge. Motion carried.

- Public Comment for items *not on agenda*:** Three minute limit.

Victoria Seever expressed disappointment that the Sangria project wasn't going forward but encouraged the Agency to keep working on that important piece of property.

- Announcements**

None.

- Sangria Legacy LLC Notice of Termination of Development and Disposition Agreement – Bill Belknap**

On May 1, 2018, Staff received a letter from Sangria Legacy LLC notifying the Agency that they have concluded, after extensive efforts at considerable cost, that in light of the recent rapidly escalating construction costs within the market it is not economically nor financially feasible to proceed with their proposed project, and are therefore terminating their continued participation in development of the property. Per the approved Disposition and Development Agreement (DDA), termination at this stage of the development process entitles Sangria to a refund of their initial deposit amount of \$5,000. Staff is seeking formal Board acceptance of Sangria's letter of termination and authorization of release of their deposit.

Sullivan moved acceptance of Sangria's letter of termination and authorization for release of their deposit, seconded by Drown. McGraw asked what function the deposit served and Belknap explained it was a good faith payment similar to any real estate transaction, which would have become non-refundable if the project had progressed beyond the financing point. Carly Lilly said Sangria Group had to separate itself from the emotional attachment to this project but after much time and investment they determined it simply wouldn't work in this construction market. The property has some unique

challenges but they still support the Agency's high-quality vision for the 6th & Jackson property and she thanked the Board for its vision and hard work. Given no additional discussion, the motion carried unanimously.

5. Discussion Regarding Sixth and Jackson Property– Bill Belknap

In light of Sangria's termination of the Development and Disposition Agreement for the Sixth and Jackson property, Staff wishes to begin a discussion regarding how the Board would like to proceed with the property. In 2010 the Agency acquired the property for the purpose of facilitating the development of Hello Walk, and at that time the Board discussed that there may be remnant triangles of property that could be sold for private development to help fund the property acquisition. Staff is recommending the Board consider retaining the property necessary for the development of Hello Walk, and issue two separate Requests for Proposals (RFPs) to solicit private development interest in the remnant parcels. This would be consistent with the Agency's original intent with the property and ensure that Hello Walk is developed as envisioned by the community. If the Board decides to proceed in this manner, Staff is also recommending the Agency engage Palouse Commercial, under our existing commercial real estate services agreement, to provide marketing services to directly market the RFP to development interests within the region. Palouse Commercial will provide a proposed scope of work and cost for the Board's consideration.

McGraw suggested it might be the time to discuss abandoning the Hello Walk concept, since Sangria Group couldn't make a project work. Belknap clarified their site plan worked but the construction costs didn't. Lilly elaborated on the various constraints they faced including some of the Legacy Crossing Design Standards (such as the percentage of windows) that made it too expensive to pencil out. Smith didn't want to abandon the Hello Walk concept and suggested respondents be allowed to submit proposals for one or both parcels. Belknap said getting an RFP out soon could potentially allow a project to break ground by next spring. Bice recommended caution and due diligence rather than moving too quickly just to get something on the site. McGraw wondered if the previous RFP sought a higher-quality project than what the Moscow market could bear. Belknap reviewed the various design iterations that Sangria went through--some driven by City requirements rather than Agency requirements--and pointed out many of Sangria's building elements went above those standards to meet Sangria's vision for a very attractive, high-quality project. He noted the City's glazing requirements have already been reduced for certain uses. He predicted future RFP responses will likely propose somewhat lower-quality projects that still meet design standards but without the same vision Sangria Group had hoped to provide. Garrett Thompson said Crites is supportive of Hello Walk and implored the Agency and others to broaden their vision. He felt Hello Walk won't happen until Crites finds a new location, so he suggested people coordinate efforts to help Crites move. Sullivan said the original intent of purchasing the property wasn't to maximize profit but to make Hello Walk become a reality, so abandoning that vision now would be a huge shift in philosophy. She liked the idea of two RFPs so respondents wouldn't be forced to create a project with a path running through it, and she thought any selected project(s) should comply with the existing design standards. She added the southerly piece is probably less desirable for development and wondered about turning it into an urban park, and Drown replied that Hello Walk itself would provide green space. He agreed with the option of allowing developers to look at the remnant parcels separately because that might provide for greater creativity. He also thought it was important for the University to be more supportive in making the campus-to-downtown connection a reality. Bettge thought the larger vision of Legacy Crossing needed to be maintained to provide that gateway and to inspire further growth within the district, especially something that doesn't go dark at 5:30. He thought with some tweaks in design standards it could be a viable project. McGeehan said he wasn't ready to abandon Hello Walk, and he was in favor of the broader-scope RFP. Brenda von Wandruszka said the Agency should trust in the market because there are people in this community who can pay full market value for the parcel and develop a very high-quality product. Sullivan asked what the \$1500 in real estate services would cover; Justin Rasmussen replied it could include the full range of marketing options. Staff was directed to move forward with drafting the RFPs and task order for real estate services.

6. South Main Pedestrian Underpass Project Feasibility Study Proposal – Bill Belknap

The MURA and City have recently completed a floodplain assessment work in the vicinity of the south couplet. During the assessment process, the City Council expressed interest in exploring the construction of a pedestrian underpass of South Main/U.S. 95 using the existing bridge structure in a similar fashion to the underpass that will be constructed this summer under State Highway 8 at the Styner/White intersection. A pedestrian underpass of South Main/U.S. 95 would significantly improve pedestrian connectivity and safety within the Legacy Crossing District. Staff requested Alta provide a proposal for concept design, modeling analysis, cost estimate, and wetland delineation within the project area. This is the same approach that was utilized with the Styner/White project which was awarded a Transportation Alternatives Program (TAP) grant to fund the underpass construction. Staff is considering utilizing the same approach with the proposed South Main underpass and potentially submitting an application in the upcoming TAP funding round anticipated to occur in December. Within the TAP program, the funding of construction projects is generally programed 3-4 years out from application and selection. The pathway routing is anticipated to cross a portion of properties currently owned by Gritman Medical Center and the University of Idaho. Staff has contacted both parties to begin discussions regarding the project and any pedestrian easements that might be required. The total cost of Alta's proposal is approximately \$14,000 and Staff is requesting that the Board consider partnering with the City to split the cost of the study equally. If approved by the Board, Staff would present the request to the City Council.

Bettge asked the budget's status and Belknap replied that \$40,000 was budgeted in the current fiscal year for landscape improvements in that area, so that would likely be postponed until the underpass work was completed, therefore some of that current funding could be used for the study. An underpass would experience seasonal flooding for perhaps 10 days throughout the year, but using the existing bridge structure would make it easier and more cost effective to construct. Drown thought this type of pedestrian access was critical, especially with increased pedestrians from the Identity project. McGraw moved to authorize \$7000 for the underpass study, pending approval from the adjacent property owners and commitment from City Council. Bettge seconded the motion which carried unanimously.

7. Thompson Development LLC Request for Environmental Assessment Participation – Bill Belknap

In August of 2017, the Agency sponsored Thompson Development's participation within the State of Idaho Brownfield Assessment Program related to three properties currently addressed as 213 Spotswood, 225 Spotswood and 222 Troy Road which currently house a dilapidated car wash and other structures, all located within the Legacy Crossing District and just east of the South Couplet. The State's Brownfield Assessment Program funds eligible environmental assessments to promote the redevelopment of suspected brownfield sites within the State. The State's environmental contractor completed the Phase I assessment in December of 2017. The Phase I recommended conducting a Phase II assessment to determine if a heating oil tank associated with the residential building is still present upon the property, and to conduct soil sampling to ensure that the sump upon the commercial buildings is intact and no oil releases have occurred upon the property. The developer has been working with the State since December to complete the Phase II assessment but have been unable to do so and were recently notified that the State Brownfield program has run out of program funds and cannot undertake the Phase II assessment. On May 10th, Staff received a letter of request from Thompson Development seeking financial assistance from the Agency in the amount of \$5,000 to assist within completing the Phase II assessment which is estimated to cost \$7,500 to complete. The assessment work is a necessary step to facilitate the potential redevelopment of the subject property.

Belknap said other direct-contribution projects the Agency has participated in were with public entities for public improvements. He further explained this type of Agency assistance wouldn't be a typical OPA that is reimbursed after development through the tax increment. Although the request is within the range of eligible expenses, he said a broader conversation with legal counsel regarding small-scale requests for private projects will help the Agency establish the right mechanism for providing assistance legally within URA constraints.

Bettge thought the request fit within the Agency's scope of assisting with redevelopment for better and higher use of blighted properties. Thompson said project under contract is required to begin construction by September 1 so they need to move quickly and he'd appreciate the Agency's continued support. He considered the site an important entryway location and has already negotiated with the developer for an art installation on the corner. In response to a question from Sullivan, Thompson assured the Board that neither Thompson Development nor the developer would request additional MURA for potential additional cleanup or frontage improvements. Sullivan asked how Thompson arrived at the requested amount of \$5000. He said it is half of the \$7434 assessment fee plus a \$2500 expedite fee for a private company to complete the assessment within the developer's timeframe. Sullivan asked Belknap what precedent it might set for MURA to help directly with assessment phases compared to the previous grant-funded pass-throughs. Belknap said helping properties move toward better uses is important action for the Agency to take, pointing to projects such as 6th & Jackson, Dumas Seed, Sharpe Oil and Canon Press. However, this type of direct payment is one of the policy areas the Agency needs to address and he suggested this project could be used as a model to develop policy and a mechanism to support these types of entry level activities. McGraw was concerned about using public funds to support private development without knowing what the development actually is, however he was somewhat supportive of this particular request given the Thompson Family's great reputation. Bettge thought it was an appropriate investment on the Agency's part to assist with the environmental assessment but not necessarily the actual cleanup. Sullivan pointed out just getting the assessment completed will help *any* potential developer. McGeehan agreed that the request fit with the Agency's mission but also acknowledged McGraw's concern. Sullivan moved to contribute half of the \$7434, but not the rush fee, which failed due to lack of second. Bettge moved to contribute \$5000 toward environmental assessment, contingent upon legal review, seconded by Drown. Motion carried with Sullivan voting against.

8. General Agency Updates – Bill Belknap

- Legacy Crossing District
 - City Council agreed to fund half of the next phase of the flood study. The request for Letter of Map Amendment has been submitted to FEMA and has a completion date of July 26, 2018.
- Alturas District
 - Belknap reported there has been an inquiry on one of the parcels.
- General Agency Business
 - Nothing additional.

McGraw asked the status of the South Moscow Industrial Park. Belknap said he is continuing discussions with affected property owners and hopes to have something to report by the next meeting.

The meeting adjourned at 8:27 AM.

Steve McGeehan, Agency Chair

Date

MOSCOW URBAN RENEWAL AGENCY

RESOLUTION NO. 2018-03

BY THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF MOSCOW, IDAHO:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE MOSCOW URBAN RENEWAL AGENCY, THE URBAN RENEWAL AGENCY OF THE CITY OF MOSCOW, IDAHO, RECOMMENDING THE ADOPTION OF THE AMENDED AND RESTATED LEGACY CROSSING URBAN RENEWAL DISTRICT REDEVELOPMENT PLAN TO ANNEX A PORTION OF THE DOWNTOWN MOSCOW AREA INTO THE LEGACY CROSSING URBAN RENEWAL DISTRICT; AND AUTHORIZING THE CHAIRMAN OR ADMINISTRATOR TO TRANSMIT THE AMENDED AND RESTATED PLAN AND THIS RESOLUTION TO THE CITY COUNCIL OF THE CITY OF MOSCOW REQUESTING ITS CONSIDERATION FOR ADOPTION AND PASSAGE BY ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

THIS RESOLUTION, made on the date hereinafter set forth by the Urban Renewal Agency of Moscow, Idaho, an independent public body, corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, as amended, Chapter 20, Title 50, Idaho Code, as amended (hereafter the "Law") and the Local Economic Development Act, Chapter 20, Title 50, as amended, (hereafter the "Act"), a duly created and functioning urban renewal agency for Moscow, Idaho, hereinafter referred to as the "Agency."

WHEREAS, on the July 19, 1995 the Council and Mayor of Moscow, Idaho respectively, created the Moscow Urban Renewal Agency, authorizing it to transact business and exercise the powers granted by the Law and Act upon making the findings of necessity required for creating said Agency; and

WHEREAS, on November 6, 1995, the Council and Mayor of the City of Moscow, Idaho, respectively, adopted Resolution 95-13 formally finding one or more deteriorated or deteriorating areas existed within the City. The development of such area or areas is necessary in the interests of the public health safety, morals or welfare of the residents of the City and there is a need for an Urban Renewal Agency; and

WHEREAS, the City Council of the City of Moscow, Idaho (the "City"), on July 1, 1996, after notice duly published, conducted a public hearing on the City of Moscow, Idaho Research and Technology Park Urban Renewal/Disadvantaged Border Community Area Plan of 1996 (the "Urban Renewal Plan"); and

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 96-12 on July 1, 1996, approving the Urban Renewal Plan and making certain findings; and

WHEREAS, the City, on June 7, 2004, after notice duly published, conducted a public hearing on the Amended and Restated Urban Renewal Plan for the First Amended and Restated City of Moscow, Idaho Research and Technology Park Urban Renewal/Competitively Disadvantaged Border Community Area Plan 2004 (the "First Amended and Restated Urban Renewal Plan"); and

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 2004-28 on June 7, 2004, approving the First Amended Urban Renewal Plan and making certain findings; and

WHEREAS, the City, on June 20, 2005, after notice duly published, conducted a public hearing on the Second Amended and Restated City of Moscow, Idaho Research and Technology Park Urban Renewal/Competitively Disadvantaged Border Community Area Plan of 2005 (the "Second Amended and Restated Urban Renewal Plan"); and

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2005-18 on June 20, 2005, approving the Second Amended and Restated Urban Renewal Plan and making certain findings; and

WHEREAS, the Agency Board authorized an update the 2007 Greater Downtown Moscow Eligibility Report to consider an urban renewal project for the potential inclusion of the area within Legacy Crossing Urban Renewal District and to analyze and determine whether the area is eligible for urban renewal planning, and provide the Board with a report and recommendation; and

WHEREAS, pursuant to Idaho Code Section 50-2008, an urban renewal project may not be planned or initiated unless the local governing body has, by resolution, determined such area to be a deteriorated area or deteriorating area, or combination thereof, and designated such area as appropriate for an urban renewal project; and

WHEREAS, Idaho Code Section 50-2906, also requires that in order to adopt an urban renewal plan containing a revenue allocation financing provision, the local governing body must make a finding or determination that the area included in such plan is a deteriorated area or deteriorating area.

WHEREAS, the update of the eligibility report (the "Report") had been completed, which examines the area for the purpose of determining whether such area is a deteriorating area and deteriorated area as defined by Idaho Code, Section 50-2018(i) and 50-2903(6)(b); and

WHEREAS, the Report dated March 1, 2018, was reviewed and approved by the Agency and authorized to be transmitted the Moscow City Council by Agency Resolution 2018-02; and

WHEREAS, the on April 2, 2018, the Moscow City Council accepted and approved the eligibility report by Resolution 2018-05 declaring the area as a deteriorating or deteriorated area and directing the Agency to prepare the plan amendment; and

WHEREAS, the Agency has prepared the Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan, a copy of which is attached hereto as Exhibit 1; and

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF MOSCOW, IDAHO, AS FOLLOWS:

Section 1. That the above statements are true and correct.

Section 2. That the Board acknowledges acceptance and approval of the Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan.

Section 3. That the Chairman of the Board of Commissioners of the Moscow Urban Renewal Agency is hereby authorized to transmit the Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan to the City Council of the City of Moscow and requesting that the Council consider adoption of the Plan in accordance with all legal requirements of the Law and Act.

Section 4. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED by the Urban Renewal Agency of the City of Moscow, Idaho, this ____ day of _____, 2018.

Steve McGeehan, Chair

ATTEST:

Brandy Sullivan, Vice Chair

Moscow, Idaho



Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan , 2018

City Council Resolution 2007-24
Adopted September 17, 2007

City Council Resolution 2008-05
Adopted February 19, 2008

Urban Renewal Agency Approval
Approved March 6, 2008

City Council Ordinance No. 2008-10
Adopted June 2, 2008

City Council Resolution 2018-05
Adopted April 2, 2018

Urban Renewal Agency Approval
Approved _____, 2018

City Council Ordinance No. ____
Adopted _____, 2018

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Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan Moscow, Idaho

Section 100: Introduction

The City of Moscow is located in Northern Idaho and within Latah County. The City boundary is adjacent to the Idaho-Washington state border, and is about 8 miles from Pullman, Washington. Moscow and Pullman, Washington are homes to the University of Idaho, and Washington State University, respectively. The economies of both cities have historically been based on these educational institutions and on the surrounding region's agricultural industries.

The City of Moscow's first urban renewal district, Alturas Technology Park, was an Urban Renewal/Competitively Disadvantaged Border Community Area. Its redevelopment plan has fostered economic growth through diversification by establishing a research and technology park for location of appropriate businesses. The Alturas Technology Park Plan was terminated early, effective September 8, 2015.

The City's second urban renewal district, the Legacy Crossing District, was established in 2008 with the desire to eliminate conditions impeding the City's economic growth in an area located between Moscow's historic downtown and the University of Idaho campus, an area designated as Legacy Crossing. The Legacy Crossing District was intended to allow the Agency to proactively address issues creating static economic conditions by taking actions targeted toward improvement of both underdeveloped properties and those properties in transition. The focus of the district was to spur more rapid land use transition of properties from former agricultural and/or industrial uses to new uses, and thereby transform the area from its current economic liability toward economic vibrancy.

In 2015 the Moscow City Council adopted a strategic plan for the City. This strategic plan identified both internal and external challenges facing the community. The most significant of these challenges were identified as major challenge areas. One major challenge area that the City Council identified included the significantly deteriorated condition of the Main Street in downtown.

The City's Strategic Plan specifically stated that; *"Moscow's Downtown streetscape was constructed almost 35 years ago by means of the 1981 downtown Local Improvement District (LID). Except for the Friendship square renovation in 2006, the City has placed little investment in downtown infrastructure, and much of the streetscape is in poor condition. The planters, benches, light poles, and exposed aggregate treatments that were installed in 1981 are now dated and deteriorating. Downtown Moscow is a key asset that represents the city's unique character and quality of life which could, if renovated be leveraged to increase local economic activity, and attract new residents, students and business investment, but which is ineffective in its current condition."*

This Amended and Restated Legacy Crossing Urban Renewal District Plan provides for the amendment to the District's boundary to annex an adjacent 12 acre area located directly east of the eastern District boundary.

House Bill 606, effective July 1, 2016, amended the Urban Renewal Law of 1965, Chapter 20, Title 50, Idaho Code, as amended (the "Law") and the Local Economic Development Act, Chapter 29, Title 50, Idaho Code, as amended (the "Act") confirming that a plan amendment to the Plan does not result in a reset of the base assessment roll values: "[f]or plans adopted or modified prior to July 1, 2016, and for subsequent modifications of those urban renewal plans, the value of the base assessment roll of property within the revenue allocation area shall be determined as if the modification had not occurred." Idaho Code § 50-2903(4). Further a plan amendment to accommodate a an increase in the revenue allocation area boundary as permitted in section 50-2033, Idaho Code is also an identified exception to the base reset requirement. Idaho Code § 50-2903A(1)(a)(ii).

What follows are details on the Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan¹ (the "Plan") for the Legacy Crossing Plan Area (the "Project Area," which includes the original 2008 Project Area and a new 12-acre area adjacent and contiguous with the 2008 Project Area, referred to as the Main Street Project Area), as managed by the Moscow Urban Renewal Agency (the "Agency"), in the City of Moscow (the "City"), Latah County, state of Idaho. This plan consists of the text contained herein and the following attachments:

- Maps of the Project Area Boundary (Attachment 1) which is the same as the Revenue Allocation Area Boundary. "Revenue Allocation Area" means that portion of an urban renewal area which the local governing body has determined is likely to increase in equalized assessed valuation as a result of the initiation of an urban renewal project.
- Legal description of the Legacy Crossing Urban Renewal District Revenue Allocation Area (Attachment 2);
- Maps showing the area's current zoning (Attachment 3) in the same Project Area;
- Infrastructure needs for improvements within the Project Area, together with descriptions and costs estimates (Attachment 4);
- Economic Feasibility Study for the Legacy Crossing District (Attachment 5) which identifies the fiscal impact upon all taxing entities (including the City) of allocating tax increment resulting from increased valuations within the Project Area to the Agency for the life of the Plan, and which addresses the potential that the Agency may finance various improvements with bonds or other obligations;
- A listing of private properties which may be acquired by the agency (Attachment 6).

The term "Project" is used herein to describe the overall activities defined in this Plan, and the project conforms to the statutory definition of "urban renewal project." Reference is specifically made to Idaho Code §§ 50-2018(10) and 50-2903(13) for the various activities

¹ This Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan is organized in a manner which, instead of showing new text underlined and text deleted as crossed out, simply restates in total the text of this Plan. Many of the tables and exhibits from the original 2008 Project Area are not repeated in this Plan for ease of review and analysis. Additionally, much of the financial information and improvement list has been replaced or superseded. The original work for the 2008 Project Area is available through the Agency or the City.

contemplated by the term "Project." Such activities include both private and public development of property within the Legacy Crossing Project Area. The term "Project" is not meant to refer to a specific activity or development scheme.

This Plan was prepared by consultants and staff of the Moscow Urban Renewal Agency (the "Agency"). The Plan was reviewed and recommended by the Agency Commission members, pursuant to the Idaho Urban Renewal Law of 1965, Chapter 20, Title 50, Idaho Code (the "Law"); the Local Economic Development Act, Chapter 29, Title 50, Idaho Code (the "Act"); and all applicable local laws and ordinances. The proposed redevelopment of the Legacy Crossing Project Area as described in this Plan conforms to the Comprehensive Plan of the City of Moscow, as adopted by the City Council.

Idaho Code § 50-2905 identifies what information the plan must include with specificity as follows:

- (1) A statement describing the total assessed valuation of the base assessment roll of the revenue allocation area and the total assessed valuation of all taxable property within the municipality;
- (2) A statement listing the kind, number, and location of all proposed public works or improvements within the revenue allocation area;
- (3) An economic feasibility study;
- (4) A detailed list of estimated project costs;
- (5) A fiscal impact statement showing the impact of the revenue allocation area, both until and after the bonds are repaid, upon all taxing districts levying taxes upon property on the revenue allocation area;
- (6) A description of the methods of financing all estimated project costs and the time when related costs or monetary obligations are to be incurred;
- (7) A termination date for the plan and the revenue allocation area as provided for in section 50-2903(20), Idaho Code. In determining the termination date, the plan shall recognize that the agency shall receive allocation of revenues in the calendar year following the last year of the revenue allocation provision described in the urban renewal plan; and
- (8) A description of the disposition or retention of any assets of the agency upon the termination date. Provided however, nothing herein shall prevent the agency from retaining assets or revenues generated from such assets as long as the agency shall have resources other than revenue allocation funds to operate and manage such assets.

This Plan includes the above information with specificity.

The Agency may create several planning documents over time that generally describe the overall Legacy Crossing Project and may identify certain specific public and private capital improvement projects. Because of the changing nature of the Project, these documents, by necessity, must be dynamic and flexible. These documents will be modified as economic

circumstances and market conditions warrant. These modifications shall not be deemed as an amendment of this Plan or its intent. No modification will be deemed effective if it is in conflict with this Plan. The planning documents are purposely flexible and do not constitute specific portions of the Plan.

Prior to the adoption of any planning document or proposed modification to any planning document, the Agency shall notify the City and publish a public notice of such proposed modification at least thirty (30) days prior to the consideration of such proposed modification, thus providing the City and any other interested person or entity an opportunity to comment on said proposed modification. The Agency Commission shall consider any such comments and determine whether to adopt the modification. The planning documents apply to redevelopment activity within the Legacy Crossing Project Area as described herein. In the event of any conflict between this Plan and the appended documents, the provisions of this Plan shall control. The Agency intends to rely heavily on any applicable City design standards which may cover all or part of the Legacy Crossing Project Area.

This Plan provides the Agency with powers, duties, and obligations designed to facilitate implementation of the Plan and to further the program generally formulated in this Plan for the redevelopment, rehabilitation, and revitalization of the area within the boundaries of the Project Area. The Agency retains all powers allowed by the Law and Act. Because of the long-term nature of this Plan and the need to retain in the Agency the flexibility to respond to market and economic conditions, property owner and developer interests, and opportunities from time to time presented for redevelopment, this Plan does not present a precise plan or establish specific projects for the redevelopment, rehabilitation, and revitalization of any area within the Project Area, nor does this Plan present specific proposals in an attempt to solve or alleviate the concerns and problems of the community relating to the Project Area.

Instead, this Plan presents a process and a basic framework within which specific plans will be presented, specific projects will be established and specific solutions will be proposed. Such process will identify tools provided to the Agency to fashion, develop, and proceed with such specific plans, projects, and solutions. Implementation of this Plan will require public co-investment to help stimulate desired private development. Typically, the public will fund enhanced public facilities such as streets, sidewalks, parking facilities, parks, public buildings, utilities, cultural facilities, and playgrounds or plazas which, in turn will create an attractive setting for adjacent private investment.

The Agency realizes that accommodating new civic and cultural uses in Legacy Crossing will require investment in appointments of parks and public spaces. The Agency intends to allocate a certain percentage of its annual district revenues toward funding such appointments as:

- Landscape development & open space development, including street trees
- Pedestrian scale lighting
- Signage and way-finding amenities
- Street furniture

and other appointments and investments it deems supportive of the Legacy Crossing Plan goals. In addition, in keeping with the Moscow community's designation as "Heart of the Arts" and recognizing the unique economic impacts of art in the community, the Agency will allocate a minimum of 1% of its annual Legacy Crossing Urban Renewal District increment revenues to public art projects.

The particular projects or redevelopment projects by private entities described herein are not intended to be an exclusive or exhaustive list of potential redevelopment activity. Allowed projects are those activities which comply with the Law and the Act and which meet the overall objectives of the Plan. The purposes of the Law and Act that will be attained through and with the major goals of this Plan are:

- a) The elimination of deficiencies in the Project Area, including, but not limited to, deteriorating or deteriorated, or inadequate public improvements and facilities;
- b) The assembly of land into parcels suitable for modern development in the Legacy Crossing Project Area, with appropriate setbacks, parking, pedestrian safety, and vehicular circulation;
- c) The re-planning, redesign, and development of undeveloped, or underdeveloped areas which may be stagnant or improperly utilized or which are in transition from one use to another;
- d) The strengthening of the economic base of the Legacy Crossing Project Area and the community, by the installation of needed public improvements and/or upgrading of facilities to accommodate or to stimulate new commercial expansion which supports environmentally sustainable projects and practices intended to promote minimum impact on the environment (including impacts on energy, transportation and water resources); and to stimulate employment and economic growth, and to enhance the variety of available residential housing options;
- e) The establishment and implementation of performance criteria to assure appropriate site design standards, including environmental quality and other design elements which provide unity and integrity to the entire Legacy Crossing Project Area;
- f) The strengthening of the tax base of the City and other taxing districts by encouraging private development, thus increasing the assessed valuation of properties within the Revenue Allocation Area and the Project Area as a whole, and benefiting the various taxing districts in which the Legacy Crossing Project Area is located; and
- g) The creating of public spaces, public art, parks, trails and bike paths, and assorted green infrastructure.

Section 101: General Procedures of the Agency

The Agency is a public body, corporate and politic, as defined and described under the Law and the Act. The Agency is also governed by its bylaws as authorized by the Law and adopted by the Agency. Under the Law, the Agency is governed by the Idaho open meeting law, the Public Records Act; the Ethics in Government Act of 2015, Chapters 1, 2 and 4 of Title 74, Idaho Code; reporting requirements pursuant to Idaho Code §§ 67-450B, 67-450E and 50-

2913; and the competitive bidding requirements under Chapter 28, Title 67, Idaho Code, as well as other procurement or other public improvement delivery methods..

Generally, the Agency shall conduct all meetings in open session and allow meaningful public input as mandated by the issue considered or by any statutory or regulatory provision. Whenever it is stated in the Plan that the Agency may modify, change, or adopt certain policy statements or contents of the Plan not requiring a formal amendment to the Legacy Crossing Plan as required by the Law or the Act, it shall be deemed to mean a consideration by the Commission of such policy or procedure, duly noticed upon the Agency meeting agenda and considered by the Agency at an open public meeting and adopted by a majority of a quorum of the members present, unless any provision herein provides otherwise.

Section 102: Provisions Necessary to Meet State & Local Requirements

Section 102.1: Conformance with State of Idaho Urban Renewal Law of 1965, amended

The Law allows for an urban renewal plan to be submitted by any interested person or entity in an area certified as an Urban Renewal Area by the Moscow City Council. On February 19, 2008, by Resolution 2008-05, the Moscow City Council determined the Legacy Crossing area to be deteriorated or deteriorating as identified within the Greater Downtown Moscow Area Eligibility Report dated August 7, 2007. With the adoption of Resolutions 2007-24 and 2008-05 the preparation of an urban renewal plan was authorized.

In accordance with the Idaho Urban Renewal Law of 1965, the Plan was submitted to the Moscow Planning and Zoning Commission ("P&Z Commission") at a public meeting held on April 9, 2008. After consideration of the Plan, the P&Z Commission filed its recommendation with the City Council stating that the Plan is in conformity with the Comprehensive Plan of the City of Moscow on April 29, 2008.

Pursuant to the Law and the Act, the City Council having published due notice thereof, a public hearing was held on this Plan. Notice of the hearing was duly published in a newspaper having general circulation. The City Council adopted the Legacy Crossing Urban Renewal Plan on June 2, 2008, by Ordinance No. 2008-10.

On April 2, 2018, by the adoption of the Legacy Crossing District Main Street Boundary Amendment Eligibility Study and by Resolution 2018-05, the Moscow City Council determined the area annexed under the Amended and Restated Legacy Crossing Project Area to be deteriorated or deteriorating. With the adoption of Resolution 2018-05 the preparation of amended and restated urban renewal plan was authorized.

In accordance with the Idaho Urban Renewal Law of 1965, the Plan was submitted to the Moscow Planning and Zoning Commission ("P&Z Commission") at a public meeting held on _____, 2018. After consideration of the Plan, the P&Z Commission filed its recommendation with the City Council stating that the Plan is in conformity with the Comprehensive Plan of the City of Moscow on _____, 2018.

Pursuant to the Law and the Act, the City Council having published due notice thereof, a public hearing was held on this Plan. Notice of the hearing was duly published in a newspaper having

general circulation. The City Council adopted the Legacy Crossing Urban Renewal Plan on _____, by Ordinance No. _____.

Section 103: History & Current Conditions

The Legacy Crossing Project Area is considered to be deteriorated or deteriorating because of the presence of various conditions, most of which are related to public infrastructure. (These conditions are referred to with more specificity on Attachment 4.) Whether the infrastructure is older and needs to be replaced or upgraded, or such infrastructure has been determined to be grossly inadequate to serve planned new development, the result is the same: existing development is often discouraged from upgrading and expanding, and new development is often slowed or thwarted because of the inadequacy of necessary public infrastructure such as road connectivity or sewer capacity.

The preparation and approval of the Plan, including a revenue allocation financing provision, provides additional resources to solve the public infrastructure problems in this area. Revenue allocation financing, also known as tax increment financing, should help to improve the situation. In effect, property taxes generated by new developments within the area may be used by the Agency to finance a variety of needed public improvements and facilities. Finally, some of the new development in the Project Area may also generate new jobs in Moscow that would, in turn, benefit area residents and businesses.

Section 104: Purposes of Activities

The description of activities, public improvements, and the estimated costs of those items are intended to create an outside limit of the Agency's activity as it is now contemplated. The Agency reserves the right to change amounts from one category to another, as long as the overall total amount estimated is not substantially exceeded.

The items and amounts are not intended to relate to any one particular development, developer, or owner. Rather, the Agency intends to discuss and negotiate with any party, owner or developer who seeks Agency assistance in developing property according to the Plan. During such negotiation, the Agency will determine, on an individual basis, the eligibility of the activities sought for Agency funding, and the amount the Agency may fund by way of percentage or other criteria. The Agency will take into account the amount of revenue allocation proceeds (increment) estimated to be generated from a developer's activities. The Agency also reserves the right to establish, by way of policy, its funding percentage or participation, which would apply to all parties, owners and developers.

The activities listed in Attachment 4 are generally segregated by type and amounts funded, but the timing of such improvement may vary as funding depends to some extent on market forces. As required by the Law and Act, the Agency will adopt more specific budgets annually. Agency reserves the right to prioritize the several projects described in this Plan, and the Agency reserves the right to retain its flexibility in funding the various activities.

Throughout this Plan there are references to Agency activities, Agency funding, and the acquisition, development, and contribution of public improvements. Such references do not necessarily constitute a full, final, and formal commitment by the Agency but, rather, grant to the Agency the discretion to participate as stated subject to achieving the

objectives of this Plan and provided such activity is deemed eligible under the Law and the Act. In some respects the activities listed in Attachment 4 are concepts which will be determined or prioritized as the overall Project Area develops.

The Agency reserves the right to prioritize the projects described in this Plan. The Agency also reserves the right to retain its flexibility in funding the various activities. The Agency also reserves its discretion and flexibility in deciding which improvements should be funded and at what level, whether using its own funds or funds generated by other sources.

Section 200: Descriptions of Project Area

The boundaries of the Legacy Crossing Project Area and of the Revenue Allocation Area are synonymous, and are shown in Attachment 1 and described in Attachment 2, which are attached hereto and incorporated herein by reference. The Area starts at Henley Street and Highway 8 on the South, continues northwesterly along the eastern boundary of the University of Idaho to South Line Street, at which point the boundary doubles back along West Pullman Road to South Lieuellen Street, where it goes north to West A Street, then east to the easterly right of way of Main, then south along said right-of-way, south to West 8th Street, then southeasterly to Highway 8, east on White Place to Lynn Street, south to Paradise Creek, and finally northwesterly along the south side of Paradise Creek to Henley. For purposes of boundary descriptions and use of proceeds for payment of improvements, the boundary shall be deemed to extend to the other boundary of rights-of-way or other natural boundary.

Section 300: Proposed Redevelopment Actions

Section 301: General Overview

The Agency proposes to eliminate and prevent the spread of deterioration in the Legacy Crossing Project Area, as well as add to its economic vitality, by a variety of means. Among those means legally available to the Agency according to the Law and the Act are:

1. The acquisition of certain real property together with any improvements thereon;
2. The demolition or removal of certain buildings and improvements for public rights-of-way for streets, utilities, walkways, and other improvements, to eliminate unhealthful, unsanitary, or unsafe conditions, improve density, eliminate obsolete or other uses detrimental to the public welfare, or otherwise to remove or to prevent the spread of blight or deterioration;
3. The provision for participation by property owners within the Project Area;
4. The provision for relocation assistance to displaced Project occupants, if any is needed, as required by law;
5. The installation, construction, widening, alignment or reconstruction of streets, redesigning of intersections, improving signalization and pedestrian access;

6. The improvement of utilities including water and sewer systems, electrical distribution and transmission lines in underground configuration, if needed to encourage new developments, multi-modal transportation and parking facilities, and other public improvements related to green infrastructure and waterway improvements, including, but not limited to, irrigation and drainage laterals and ditches, storm drain systems, as well as walkways, street lighting, parks and public open spaces, and improvements to railroad tracks and property;
7. The disposition of property for uses in accordance with the Plan;
8. The redevelopment of land by private enterprise or public agencies for uses in accordance with the Plan, especially development which is sensitive to and respectful of existing natural resources including streams and vegetation;
9. The rehabilitation of structures and improvements by present owners, their successors, the City and the Agency;
10. The preparation and assembly of adequate sites for development & construction of facilities for commercial, mixed-use residential, office, appropriate retail and other ancillary uses;
11. To the extent allowed by law, to lend or invest federal and/or Agency funds to facilitate redevelopment;
12. The construction of foundations, platforms, and other like structural forms necessary as sites for buildings to be used for mixed use commercial and other uses contemplated by the Plan;
13. To provide utilities to the several development sites.

In the accomplishment of these purposes and activities and in the implementation and furtherance of this Plan, the Agency is authorized to use all the powers provided in this Plan and all the powers now or hereafter permitted by law. Primarily, the Agency intends to provide connectivity improvements for pedestrian and vehicular traffic, to install or improve public infrastructure, to improve and add to open space, to seek more cohesive zoning arrangements, and to encourage development of mixed-use projects consisting of residential, office, and supporting commercial and retail, with the goals of adding to the City's economic development and viability.

Section 302: Urban Renewal Plan Objectives

Urban renewal action is necessary in the Legacy Crossing Project Area to combat problems of physical deterioration and economic underdevelopment.

The original Legacy Crossing Project Area consisted of approximately 163 gross acres. With the addition of the 12 acres annexed with this Amended and Restated Legacy Crossing Urban Renewal Plan the total area of the District is 174.9 acres with boundaries described in Section 200.

Conditions of properties located within the boundaries of the Legacy Crossing Project Area reveal a history of a slow-growing tax base primarily attributed to the lack of public improvements or deteriorating public improvements; inadequate facilities such as sewer capacity; sub-standard street conditions, including lack of pedestrian walkways and bike paths, curbs, gutters and the like; incomplete road connections resulting in congestion and compromised safety; undeveloped and underdeveloped properties; the change in use from agricultural or industrial to commercial, retail and mixed uses; and other factors. The area has a history of a slow-growing tax base primarily attributed to inadequate street and utility improvements, inadequate public park areas, undeveloped properties, and other deteriorating areas. In addition, portions of the Project Area have recently been found to contain contaminated soil and groundwater, requiring remediation.

In its location, this Project Area environment contrasts sharply with the growing economic and cultural strength of Moscow and the Latah County region.

Accordingly, the Plan under consideration for the Legacy Crossing Project Area is a proposal for public improvements and facilities to:

- Provide an improved environment for new commercial and mixed-use developments
- Eliminate unsafe and hazardous conditions
- Assist potential owners and other developers to create appropriate development sites through aggregation of existing small parcels and, where necessary, through acquisition, demolition, and disposition activities
- Improve multi-modal transit and multi-modal parking opportunities throughout the Project Area
- Otherwise prevent the extension of blight and deterioration and reverse the deteriorating characteristics of the area
- Promote sustainable development intended to minimize environmental impacts and promote wise use of natural resources, including water resources.

The Agency may participate in the cost of removal of extraordinary site conditions. Any streets or other rights-of-way to be vacated or relocated will create additional building area for mixed-uses or public use. Any such vacations or relocations must be requested from and approved by the City of Moscow or any other agency having jurisdiction over the particular public right-of-way.

Acquisition of any interest in real property may be utilized by the Agency when and if the Agency deems it necessary to promote redevelopment in accordance with the objectives of the Legacy Crossing Plan. A further objective of the Plan is to provide for the acquisition of property to be used for public facilities. Off-street parking facilities may be developed or improved to serve new commercial uses within the Project Area. Over the life of the Plan, land use in the Legacy Crossing Project Area will be modified to the extent that buildings or land currently vacant or underdeveloped may be converted to mixed-uses, to public and private parking, and to public

or semi-public uses. The provisions of this Plan are applicable to all public and private property in the Legacy Crossing Project Area.

The provisions of the Legacy Crossing Urban Renewal District Plan shall be interpreted and applied as objectives and goals, recognizing the need for flexibility in interpretation and implementation, while at the same time not abdicating the rights and privileges of the property owners which are vested in the present and future zoning classifications of the properties. All development under an owner participation agreement shall conform to those standards specified in Section 303.1 of this Plan.

This Plan must be practical in order to succeed. Particular attention has been paid to how and when the Plan can be implemented, given the changing nature of market conditions. Transforming the Legacy Crossing Project Area into a vital, thriving part of the community requires an assertive strategy. The following list represents the key elements of that effort:

1. Initiate simultaneous projects designed to revitalize the Project Area. From sewer improvements, to aggregating parcel ownership, to significant new development, the Agency plans to play a key role in creating and facilitating conditions to encourage the necessary momentum.
2. Develop new mixed-use projects to attract, encourage and assist the development of new businesses within the Project Area.
3. Pursue development across a variety of land-use sectors simultaneously.
4. Secure certain public open space in critical areas. This public open space will increase property values adjacent to it and, with amenities investments and with public art integrated, greatly contribute to a new sense of place ("placemaking").

Without direct public intervention, much of the Legacy Crossing Project Area could conceivably remain unchanged for the next several years. Success will come through numerous public-private partnerships. The Plan creates the necessary flexible framework for the Legacy Crossing Project Area to expand Moscow's economic vitality.

Section 303: Participation Opportunities & Agreements

Section 303.1: Participation Agreements

If the Agency determines that it is in the best interests of the Agency and the public in furtherance of the Plan, the Agency may enter into owner participation agreements with any existing or future owner of property, in the event the property owner seeks and/or receives assistance from the Agency in the redevelopment of the property. In that event, the Agency may allow for an existing or future owner of property to remove his property and/or structure from future Agency acquisition subject to entering into an owner participation agreement.

Each structure and building in the Legacy Crossing Project Area to be rehabilitated or new projects to be constructed as a condition of the owner participation agreement between the Agency and the owner pursuant to this Plan will be considered to be satisfactorily rehabilitated and constructed, and the Agency may, in conjunction with the City, so certify, if the executed

owner participation agreements meet the following conditions and rehabilitated or new structures meet the following standards:

1. Any such property within the Legacy Crossing Project Area shall be required to conform to all applicable provisions, requirements, and regulations of this Plan. Upon completion of any rehabilitation or new development, each structure must be safe and sound in all physical respects and be refurbished and altered to bring the property to an upgraded marketable condition which will continue throughout an estimated useful life for a minimum of twenty four (24) years.
2. All such buildings or portions of buildings which are to remain within the Project Area shall be rehabilitated in conformity with all applicable codes and ordinances of the City of Moscow and any other regulatory agency having jurisdiction.
3. Any new construction shall conform to all applicable provisions, requirements and regulations of this Plan.
4. Any new construction shall also conform to all applicable codes and ordinances of the City of Moscow and any other regulatory Agency having jurisdiction.

In such participation agreements, participants who retain real property shall be required to join in the recordation of such documents as may be necessary to make the provisions of this Plan applicable to their properties. The provisions of this Plan are applicable to all public and private property in the Legacy Crossing Project Area.

In the event a participant under a participation agreement fails or refuses to rehabilitate, develop, use, and maintain its real property pursuant to this Plan and a participation agreement, the real property or any interest therein may be acquired by the Agency in accordance with Section 307 of this Plan, and sold or leased for rehabilitation or development in accordance with this Plan.

Owner participation agreements may be used to implement the following objectives:

1. Encourage property owners or tenants to revitalize deteriorated and/or deteriorating areas of their parcels and to incorporate elements of the Plan.
2. Subject to the limitations of the Law and the Act, provide incentives to existing property owners or tenants to encourage continued utilization and expansion of existing permitted uses to prevent Legacy Crossing properties from falling into disuse, or proliferation of vacant and deteriorated parcels.
3. Allow existing nonconforming uses to continue in accordance with City regulations and to accommodate improvements and expansions allowed by City regulations.
4. Subject to the limitations of the Act, provide incentives to improve nonconforming Legacy Crossing properties so they implement the design guidelines recommended by this Plan to the extent possible, and encourage an orderly transition from nonconforming to conforming uses over the planning horizon.

All such agreements will address phasing issues, justification, and eligibility projection costs and achievement of the objectives of the Plan. The Agency shall retain its discretion in the funding level of its participation.

Section 304: Cooperation with Public Bodies

Certain public bodies are authorized by state law to aid and cooperate, with or without consideration, in the planning, undertaking, construction, or operation of this Project. The Agency shall seek the aid and cooperation of such public bodies and shall attempt to coordinate the Plan with the activities of such public bodies in order to accomplish the purposes of redevelopment and the highest public good.

The Agency may impose on all public bodies the planning and design controls contained in the Plan to insure that present uses and any future development by public bodies will conform to the requirements of the Plan. Additionally, consideration will be given to such zoning and design requirements as may be in effect at the time projects are brought before the Agency. In accordance with the Law and Act, the Agency is authorized to financially (and otherwise) assist any public entity in the cost of public land, buildings, facilities, structures, or other improvements within the Legacy Crossing Project Area. Emphasis will be made on items including, but not limited to, site access issues, view-shed preservation, streetscape and building mass standards, pedestrian connectivity, integration of community spaces, green spaces, and open spaces, vehicular storage, and sustainable development practices.

The Agency specifically intends to cooperate to the extent allowable by law with the City of Moscow, Latah County, and the state of Idaho for the construction and reconstruction of public improvements and facilities, including water and sewer systems and street improvements. Specifically, the Agency intends to address public safety, traffic and connectivity issues in the Legacy Crossing Project Area with the City. The Agency seeks to provide input, guidance, and financial assistance, if appropriate, to improve traffic flow, connectivity and roadway and access improvements, streetscapes, and related traffic issues. The Agency also intends to cooperate with local transit authorities to improve transit and other transportation opportunities in the Project Area.

The Agency, by law, is not authorized to acquire real property owned by public bodies without the consent of such public bodies. However, the Agency will seek the cooperation of all public bodies that own or intend to acquire property in the Legacy Crossing Project Area. Any public body that owns or leases property in the Project Area will be afforded all the privileges of an owner participant if such public body is willing to enter into a participation agreement with the Agency. All plans for development of property in the Project Area by a public body shall comply with the provisions of the Plan.

In the event the Agency is participating with a public entity in a public development by way of financial incentive or otherwise, the public entity shall enter into a participation agreement with the Agency and then said public entity shall be bound by the Plan and other land use elements and shall conform to those standards specified in Section 304 of this Plan.

Section 305: Property Acquisition

Section 305.1: Real Property

Only as specifically authorized herein, the Agency may acquire, through the voluntary measures described below, but is not required to acquire, any real property located in the Project Area where it is determined that the property is needed for construction of public improvements, required to eliminate or mitigate the deteriorated or deteriorating conditions, and as otherwise allowed by law. The acquisition shall be by any means authorized by law, including, but not limited to, the Law, the Act, and the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, but shall not include the right to invoke eminent domain authority except as authorized herein. The Agency is authorized to acquire either the entire fee or any other interest in real property less than a fee, including structures and fixtures upon the real property, without acquiring the land upon which those structures and fixtures are located.

The Agency shall not acquire real property to be retained by an owner pursuant to a participation agreement if the owner fully performed under the agreement.

The Agency intends to acquire any real property through voluntary or consensual gift, devise, exchange, or purchase. Such acquisition of property may be for the development of the public improvements identified in this Plan or for the assembly of properties for the redevelopment of those properties to achieve the objectives of this Plan. Such properties may include properties owned by private parties or public entities. This Plan does not anticipate the Agency's widespread use of its resources for property acquisition, except for the construction of public improvements and any ability to engage in certain demonstration projects and other major objectives outlined in this Plan and to assemble certain critical or strategic parcels to dispose to the private sector to assist in the redevelopment of the Project Area.

In the event the Agency identifies certain property which should be acquired to develop certain public improvements intended to be constructed under the provisions of this Plan, the Agency shall coordinate such property acquisition with any other public entity (e.g., without limitation, the City, the State of Idaho, or any of its authorized agencies), including the assistance of the Agency of funds to acquire said property either through a voluntary acquisition or the public entity's invoking of its eminent domain authority without an express amendment to this Plan, properly approved by the City Council.

Under the provisions of the Act, the urban renewal plan "shall be sufficiently complete to indicate such land acquisition, demolition, and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the urban renewal area." Idaho Code § 50-2018(12). The Agency has not identified any particular parcel for acquisition for the construction of public improvements. These activities are generally described in Attachment 4. The Agency may also acquire property for the purpose of developing public parking facilities, providing public open space, and enhancing the opportunity for other uses. At the present time, the Agency cannot specifically identify which parcels may be necessary for acquisition. The Agency reserves the right to determine which properties, if any, should be acquired. Generally, the Agency will invoke its acquisition authority only for the elimination or mitigation of deteriorated or deteriorating buildings, structures, or properties in order to enhance public open space in the Project Area or to assist or participate in site reclamation, remediation, or elimination of blighted or deteriorated areas, and then only by voluntary means. However, the Agency's authority to invoke eminent domain to acquire real

property for disposition to private parties for economic development is limited by Idaho Code § 7-701A.

Section 305.2: Personal Property

Generally, personal property shall not be acquired. However, where necessary in the execution of the Plan and where allowed by law, the Agency is authorized to acquire personal property in the Legacy Crossing Project Area by any lawful means, including eminent domain. For purposes of the Plan, acquisition of certain permanent fixtures or improvements upon real property shall be governed by this section.

The Agency retains the right to purchase those fixtures or improvements (including buildings) for the purpose of eliminating certain deteriorated or deteriorating structures or to facilitate the redevelopment of the real property upon which the buildings and structures are located. Such acquisition shall be based upon appraised value of the structures and negotiation with the owner of the structures. The Agency shall take into account, before committing to such acquisition, any environmental or other liability present or potentially present in such structures.

In the event the Agency determines to acquire such property, it shall do so upon the successful negotiation of an owner participation agreement in compliance with the terms of Section 303.1 of the Plan. In addition, such owner shall commit to the redevelopment of the real property and to maintain the real property in a safe and clean manner. The Agency shall acquire such property by way of any acceptable conveyance.

Section 306: Property Management

During such time such property, if any, in the Legacy Crossing Project Area is owned by the Agency, such property shall be under the management and control of the Agency. Such property may be rented or leased by the Agency pending its disposition for redevelopment, and such rental or lease shall be pursuant to such policies as the Agency may adopt.

Section 307: Relocation of Persons (including Individuals and Families), Business Concerns, and Others Displaced by the Legacy Crossing Project

If the Agency receives federal funds for real estate acquisition and relocation, the Agency shall comply with 24 C.F.R. Part 42, implementing the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended. The Agency may also undertake relocation activities for those not entitled to benefit under federal law as the Agency may deem appropriate and for which funds are available. In the event the Agency's direct activities result in displacement of families within the Legacy Crossing Project Area, the Agency shall compensate such residents by providing reasonable moving expenses into decent, safe, and sanitary dwelling accommodations within their means and without undue hardship to such families. For any other activity, the Agency will comply with the provisions of the Idaho Urban Renewal Law regarding relocation.

The Agency reserves the right to extend benefits for relocation to those not otherwise entitled to relocation benefits as a matter of state law under the Act or the Law. The Agency may or may not determine to use as a reference the relocation benefits and guidelines promulgated by the federal government, the state government or local government.

The intent of this section is to allow the Agency sufficient flexibility to award relocation benefits on some rational basis, or by payment of some lump sum per-case basis. The Agency may also consider the analysis of replacement value for the compensation awarded to either owner occupants or businesses displaced by the Agency to achieve the objectives of the Plan. The Agency may adopt relocation guidelines which would define the extent of relocation assistance in non-federally-assisted projects and which relocation assistance to the extent feasible would be uniform. The Agency may adopt relocation guidelines which would define the extent of relocation assistance in non-federally-assisted projects and which relocation assistance to the greatest extent feasible would be uniform. For displacement of families, the Agency shall comply with, at a minimum, the standards set forth in the Law. The Agency shall also comply with all applicable state laws concerning relocation benefits.

Section 308: Demolition, Clearance, and Building Site Preparation

Section 308.1: Demolition and Clearance

The Agency is authorized (but not required) to demolish and clear buildings, structures, and other improvements from any real property in the Legacy Crossing Project Area as necessary to carry out the purposes of the Plan.

Section 308.2: Preparation of Building Sites

The Agency is authorized (but not required) to prepare or cause to be prepared as building sites, any real property in the Legacy Crossing Project Area owned by the Agency. In connection therewith, the Agency may cause, provide for, or undertake the installation or construction of streets, utilities, parks, pedestrian walkways, traffic signals, drainage facilities, and other public improvements necessary to carry out the Plan.

The Agency is also authorized (but not required) to construct foundations, platforms, and other structural forms necessary for the provision or utilization of air rights sites for buildings to be used for commercial, private, public, and other uses provided in the Plan. To the extent allowed by the Law and Act, the Agency may assist in the preparation of building sites by way of reclamation, remediation, or elimination of deteriorated or deteriorating conditions. The Agency is also authorized, but not required, to purchase certain site or building improvements for purposes of site preparation and development.

Section 309: Property Disposition and Development

Section 309.1: Real Property Disposition and Development

Section 309.1 (A): General

For the purposes of the Plan, the Agency is authorized to sell, lease, exchange, subdivide, transfer, assign, pledge, encumber by mortgage or deed of trust, or otherwise dispose of any interest in real property under the reuse provisions set forth in Idaho Code § 50-2011 and as otherwise allowed by law. To the extent permitted by law, the Agency is authorized to dispose of real property by negotiated lease, sale, or transfer without public bidding. All purchasers or lessees of property acquired from the Agency shall be obligated to use the property for the purposes designated in the Plan, to begin and complete development of the property within a

period of time which the Agency fixes as reasonable, and to comply with other conditions which the Agency deems necessary to carry out the purposes of the Plan.

Where determined by the Agency to be beneficial to the Legacy Crossing Project Area and in the public good, real property acquired by the Agency may be conveyed by the Agency without charge to any public body as allowed by law. All real property acquired by the Agency in the Project Area shall be sold or leased to public or private persons or entities for development for the uses permitted in the Plan.

Section 309.1 (B): Disposition and Development Documents

To provide adequate safeguards to ensure that the provisions of the Plan will be carried out and to prevent the recurrence of blight, all real property sold, leased, or conveyed by the Agency, as well as all property subject to participation agreements is subject to the provisions of the Plan.

The Agency shall reserve such powers and controls in the disposition and development documents as may be necessary to prevent transfer, retention, or use of property for speculative purposes and to ensure that development is carried out pursuant to the Plan.

Leases, deeds, contracts, agreements, and declarations of the Agency may contain restrictions, covenants, covenants running with the land, rights of reverter, conditions subsequent, equitable servitudes, or any other provisions necessary to carry out the Plan. Where appropriate, as determined by the Agency, such documents, or portions thereof, shall be recorded in the office of the Recorder of Latah County.

All property in the Legacy Crossing Project Area is hereby subject to the restriction that there shall be no discrimination or segregation based upon race, color, creed, religion, sex, age, handicap, national origin, or ancestry in the sale, lease, sublease, transfer, use, occupancy, tenure, or enjoyment of property. All property sold, leased, conveyed, or subject to a participation agreement shall be expressly subject by appropriate documents to the restriction that all deeds, leases, or contracts for the sale, lease, sublease, or other transfer of land in the Legacy Crossing Project Area shall contain such nondiscrimination and non-segregation clauses as required by law. The Developers (including owner/participants) will be required by the contractual agreement to observe the Land Use and Building Requirements provision of the Plan, and to submit a Redevelopment Schedule satisfactory to the Agency. Schedule revisions will be made only at the option of the Agency.

As required by law or as determined in the Agency's discretion to be in the best interest of the Agency and the public, the following requirements and obligations may be included in the agreement:

1. A plan and time schedule for the proposed development shall be submitted to the Agency.
2. The purchase or lease of the land, subterranean rights, and/or air rights is for the purpose of redevelopment and not for speculation.

3. The building of improvements will be commenced and completed as jointly scheduled and determined by the Agency and the developer(s).
4. There will be no discrimination against any person or group of persons because of handicap, age, race, sex, creed, color, national origin or ancestry in the sale, lease, sublease, transfer, use, occupancy, tenure, or enjoyment of the premises or any improvements erected or to be erected thereon or therein conveyed, nor will the developer himself or any person claiming under or through him establish or permit any such practice or practices of discrimination or segregation with reference to the selection, location, number, use, or occupancy of tenants, lessees, sub-lessees, or vendees in the premises or any improvements therein conveyed. The above provision will be perpetual and will be appended to the land disposed of within the Legacy Crossing Urban Renewal Project Area by the Agency.
5. The site and construction plans will be submitted to the Agency for review as to conformity with the provisions and purposes of this Plan.
6. At the discretion of the Agency, a bond or other surety will be provided acceptable to the Agency to ensure performance under the contract of the sale.
7. Rehabilitation of any existing structure must assure that the structure is safe and sound in all physical aspects and be refurbished and altered to bring the property to an upgraded marketable condition which will continue throughout an estimated useful life for a minimum of twenty (20) years.
8. All such buildings or portions of the buildings which are to remain within the Project Area shall be reconstructed in conformity with all applicable codes and ordinances of the City of Moscow or Latah County, if applicable.
9. All new construction shall have a minimum estimated life of no less than twenty (20) years.
10. All disposition and development documents and owner participation agreements shall be governed by the provisions of Section 405.2 of the Plan.
11. All such buildings or portions of the buildings which are to remain within the Legacy Crossing Project Area shall be reconstructed in conformity with all applicable codes and ordinances of the City of Moscow or Latah County, if applicable. All disposition and development documents shall be governed by the provisions of Section 420 of the Plan.

The Agency also reserves the right to determine the extent of its participation based upon the objectives of this Plan.

Section 309.1 (C) Development by the Agency

To the extent now or hereafter permitted by the Law or Act, the Agency is authorized to pay for, develop, or construct any publicly-owned building, facility, structure, or other improvement within the Legacy Crossing Project Area for itself or for any public body or entity, which buildings, facilities, structures, or other improvements are or would be of benefit to the Project Area. Specifically, the Agency may pay for, install, or construct the buildings, facilities, structures, and

other improvements described in Attachment 4, attached hereto and incorporated herein by reference, and may acquire or pay for the land required therefore.

The Agency may also prepare properties for development by renovation or other means as allowed by the Law or Act. The Agency may also as allowed by the Law or Act assist in the development of private projects.

In addition to the public improvements authorized under Idaho Code § 50-2007, the Agency is authorized to install and construct, or to cause to be installed and constructed, within the Legacy Crossing Project Area or outside the Project Area, for improvements or facilities that are needed to support new development in the Project Area, for itself or for any public body or entity, public improvements and public facilities, including, but not limited to, the following: (1) utilities; (2) pedestrian and bicycle paths and facilities; (3) traffic signals; (4) landscaped areas; (5) street and sidewalk improvements, including new access roads and streets; (6) sanitary sewers; (7) flood control facilities and storm drains; (8) water mains, pumps, and reservoirs; (9) parks and recreation facilities; (10) improved railroad property use; (11) environmental remediation and property reconditioning; (12) public art installations; and (13) civic plazas or the like. Where appropriate, the Agency seeks to coordinate special streets, parks, and urban open spaces within the Legacy Crossing Project Area to enhance connectivity.

Any public facility ultimately owned by the Agency shall be operated and managed in such a manner as to preserve the public purpose nature of the facility. Any lease agreement with a private entity or management contract agreement shall include all necessary provisions sufficient to protect the public interest and public purpose.

The Agency may enter into contracts, leases, and agreements with the City, or other public body or private entity, pursuant to this section, and the obligation of the Agency under such contract, lease, or agreement shall constitute an indebtedness of the Agency as described in Idaho Code § 50-2909 which may be made payable out of the taxes levied in the Project Area and allocated to the Agency under subdivision (2)(b) of Section 50-2908 of the Act and Section 504 to this Plan or out of any other available funds.

Section 309.1 (D) Development Plans

All development plans, whether public or private, prepared pursuant to disposition and development or owner participation agreements shall be submitted to the Agency for review. All development in the Legacy Crossing Project Area must conform to those standards specified in Section 404, *infra*.

Section 310: Personal Property Disposition

For the purposes of this Plan, the Agency is authorized to lease, sell, exchange, transfer, assign, pledge, encumber, or otherwise dispose of personal property which is acquired by the Agency.

Section 311: Rehabilitation and Conservation

The Agency is authorized to rehabilitate, renovate, and conserve or to cause to be rehabilitated, renovated, and conserved, any building or structure in the Legacy Crossing

Project Area owned by the Agency for preparation of redevelopment and disposition. The Agency is also authorized and directed to advise, encourage, and assist in the rehabilitation and conservation of property in the Project Area not owned by the Agency. The Agency is authorized, though not required, to acquire, restore, rehabilitate, move, and conserve buildings of historic or architectural significance.

Section 312: Participation with Private or Public Development

Under the Law, the Agency has the authority to lend or invest funds obtained from the federal government for the purposes of the Law if allowable under federal laws or regulations. The federal funds that may be available to the Agency are governed by regulations promulgated by the Department of Housing and Urban Development for the Community Development Block Grant Program and other applicable federal programs.

Under those regulations, the Agency may participate with the private sector in the development and financing of those private projects which will attain certain federal objectives.

The Agency may, therefore, use the federal funds for the provision of assistance to private, for-profit business, including, but not limited to, grants, loans, loan guarantees, interest supplements, technical assistance, and other forms of support, or any other activity necessary or appropriate to carry out an economic development project. The Agency may also use funds from any other sources for any purpose set forth under the Law.

The Agency may enter into contracts, leases, and agreements with the City or other public body or private entity pursuant to this section, and the obligation of the Agency under such contract, lease, or agreement shall constitute an indebtedness of the Agency as described in Idaho Code § 50-2909 which may be made payable out of the taxes levied in the Project Area and allocated to the Agency under subdivision (2)(b) of Section 50-2908 of the Act and Section 504 of the Plan, or out of any other available funds.

Section 313: Conforming Owners

The Agency may, at the Agency's sole and absolute discretion, determine that certain real property within the Legacy Crossing Project Area presently meets the requirements of the Plan, and the owner of such property will be permitted to remain as a conforming owner without a participation agreement with the Agency, provided such owner continues to operate, use, and maintain the real property within the requirements of the Plan.

Section 314: Art Funding

The Agency will consider funding public art and cultural amenities which add value to the community, through joint ventures with private developers and in cooperation with the City of Moscow. In its implementation of this Plan, the Agency encourages development which integrates public art and culture in the development.

Section 315: Multi-Modal Transportation

The Agency recognizes the need to promote multi-modal transportation in the Legacy Crossing Urban Renewal District, and encourages development which supports and cooperates with the

City of Moscow, the University of Idaho and other partners in providing opportunities for multi-modal transportation.

Section 400: Uses Permitted in the Project Area

Section 401: Redevelopment Plan Map & Development Strategy

The map of the original Legacy Crossing Project Area and Revenue Allocation Area Boundary and the amended and restated annexed area boundary are attached hereto as Attachment 1 and their legal descriptions are attached hereto as Attachment 2; both are incorporated by reference and describe the location and the boundaries of the Project Area. The proposed land uses to be permitted in the Legacy Crossing Project Area for all land, public and private, shall be in accordance with the City of Moscow's Zoning Ordinance, and future redevelopment activities of individual parcels will of course depend on market forces.

Section 402: Designated Land Uses

The Agency intends to rely upon the overall land use designations and zoning requirements of the City of Moscow and where applicable, of Latah County.

Section 402.1: Commercial Uses

Commercial uses shall be as set forth and described in the City of Moscow's Zoning Ordinance.

Section 402.2: Residential Uses

Residential uses shall be as set forth and described in the Zoning Ordinance for the City of Moscow.

Section 402.3: Industrial Uses

Although industrial uses are not contemplated as a primary component of this Plan, should an industrial use of any property within the District be considered, such industrial uses shall be as set forth and described in the Zoning Ordinance for the City of Moscow. Any industrial uses shall be evaluated in consideration of impacts to adjoining and adjacent land uses in the Legacy Crossing Urban Renewal Area and the objectives of this Plan.

Section 403: Other Land Uses

Section 403.1: Public Rights-of-Way

The Legacy Crossing Project Area includes several major public streets, including but not limited to, Jackson Street, A Street, Third Street, Sixth Street, College Street, Main Street and Troy Road/State Highway 8. These and other major rights-of-way may be further developed in the Project Area. Additional public streets, alleys, and easements may be created in the Legacy Crossing Project Area as needed for connectivity and proper development. Existing streets, alleys and easements may be abandoned, closed, expanded, or modified as necessary for proper development of the Legacy Crossing Project in conjunction with any applicable policies

and standards of the City of Moscow or the Idaho Department of Transportation as may be applicable regarding changes to dedicated rights-of-way.

Any changes in the existing interior or exterior street layout shall be in accordance with the objectives of this Plan and the design standards of the City of Moscow or the Idaho Department of Transportation, as may be applicable; shall be effectuated in the manner prescribed by state and local law, and shall be guided by the following criteria:

1. A balancing of the needs of proposed and potential new developments for adequate pedestrian and vehicular access, vehicular parking, and delivery loading docks with the similar needs of any existing developments permitted to remain; such balancing taking into consideration the rights of existing owners and tenants under the rules for owner and tenant participation adopted by the Agency for the Legacy Crossing Project Area and any participation agreements executed hereunder.
2. The requirements imposed by such factors as topography, traffic safety, and aesthetics;
3. The potential need to serve not only the Legacy Crossing Project Area and new or existing developments but also to serve areas outside the Project Area by providing convenient and efficient vehicular and pedestrian access and movement.

The public rights-of-way may be used for vehicular and/or pedestrian traffic, as well as for public improvements, public, franchise and private utilities, and activities typically occurring within public rights-of-way.

Section 403.2: Other Public, Semi-Public, Institutional and Nonprofit Uses

The Agency is also authorized to permit the maintenance, establishment, or enlargement of public, semi-public, institutional, or nonprofit uses. All such uses shall, to the extent possible, conform to the provisions of the Plan applicable to the uses in the specific area involved. The Agency may impose such other reasonable requirements and/or restrictions as may be necessary to protect the development and use of the Legacy Crossing Project Area.

Section 403.3: Interim Uses

Pending the ultimate development of land by developers and participants, the Agency is authorized to use or permit the use of any land in the Legacy Crossing Project Area for interim uses that are not in conformity with the uses permitted in the Plan. However, any interim use must comply with applicable codes and regulations of the City of Moscow.

Section 404: General Controls and Limitations

All real property in the Legacy Crossing Project Area, under the provisions of either a disposition and development agreement or owner participation agreement, is made subject to the controls and requirements of the Plan. No such real property shall be developed, rehabilitated, or otherwise changed after the date of the adoption of the Plan, except in conformance with the provisions of the Plan.

Section 404.1: Construction

All development and construction in the Legacy Crossing Project Area shall comply with all applicable state and local laws and codes in effect at the time such development or construction occurs. In addition to applicable codes, ordinances, or other requirements governing development in the Project Area, additional specific performance and development standards may be adopted by the Agency to control and direct redevelopment activities in the Legacy Crossing Project Area in the event of a disposition and development agreement or owner participation agreement. Such performance and development standards may include requirements for sustainable development, such as green building codes and other sustainable development practices.

Section 404.2: Rehabilitation and Retention of Properties

Any existing structure within the Legacy Crossing Project Area subject to either a disposition and development agreement or owner participation agreement approved by the Agency for retention and rehabilitation shall be repaired, altered, reconstructed, or rehabilitated in such a manner that it will be safe and sound in all physical respects and be attractive in appearance and not detrimental to surrounding uses.

Section 404.3: Limitation on Type, Size and Height of Building

Except as set forth in other sections of this Plan, the type, size, and height of buildings shall be as limited by applicable federal, state, and local statutes, ordinances and regulations.

Section 404.4: Open Spaces, Landscaping, Light, Air and Privacy

The approximate amount of open space to be provided in the Legacy Crossing Project Area is the total of all areas which will be public ground, the space around buildings, and all other outdoor areas not permitted to be covered by buildings. Landscaping shall be developed in the Legacy Crossing Project Area to ensure optimum use of living plant material. Sufficient space shall be maintained between buildings in all areas to provide adequate light, air, and privacy.

Section 404.5: Signs

All signs shall conform to City of Moscow's sign ordinances as they now exist or are hereafter amended.

Section 404.6: Utilities

The Agency shall require that all utilities within the Legacy Crossing Project Area be placed underground whenever physically and economically feasible.

Section 404.7: Incompatible Uses

No use or structure which by reason of appearance, traffic, smoke, glare, noise, odor, or similar factors which would be incompatible with the surrounding areas or structures shall be permitted in any part of the Legacy Crossing Project Area.

Section 404.8: Nondiscrimination and Nonsegregation

There shall be no discrimination or segregation based upon age, race, color, creed, religion, sex, marital status, national origin, handicap, or ancestry permitted in the sale, lease, sublease, transfer, use, occupancy, tenure, or enjoyment of property in the Legacy Crossing Project Area.

Section 404.9: Subdivision of Parcels

Any parcel in the Legacy Crossing Project Area shall be subdivided only in compliance with the City of Moscow Subdivision Ordinance. Additionally, consideration will be given to design requirements as may be adopted by the City and in effect at the time projects are brought before the Agency.

Section 404.10: Minor Variations

Under exceptional circumstances, the Agency is authorized to permit a variation from the limits, restrictions, and controls established by this Plan. In order to permit such variation, the Agency must determine that:

1. The application of certain provisions of the Plan would result in practical difficulties or unnecessary hardships inconsistent with the general purpose and intent of the Plan;
2. There are exceptional circumstances or conditions applicable to the property or to the intended development of the property which do not apply generally to other properties having the same standards, restrictions, and controls;
3. Permitting a variation will not be materially detrimental to the public welfare or injurious to property or improvements in the area; and
4. Permitting a variation will not be contrary to the objectives of the Plan.

No variation shall be granted which changes a basic land use or which permits other than a minor departure from the provisions of the Plan, without amendment of the Plan. In permitting any such variation, the Agency shall impose such conditions as are necessary to protect the public peace, health, safety, or welfare and to assure compliance with the purposes of the Plan. Any variation permitted by the Agency hereunder shall not supersede any other approval required under City codes and ordinances.

Section 404.11: Off-Street Loading

All development and construction in the Legacy Crossing Project Area shall provide for off-street loading as required by the City ordinances as they now exist or are hereafter amended.

Section 404.12: Off-Street Parking

All development and construction in the Legacy Crossing Project Area shall provide off-street parking as required by the City ordinances as they now exist or are hereafter amended.

Section 405: Design for Development

Section 405.1: Design Guidelines for Development

Within the limits, restrictions, and controls established in the Plan and to the extent allowed by law, the Agency is authorized to establish heights of buildings, land coverage, setback requirements, design criteria, traffic circulation, traffic access, and other development and design controls necessary for proper development of both private and public areas within the Legacy Crossing Project Area. The Agency intends to rely on City standards including any particular standards which the City may impose over the Legacy Crossing Project Area. Any development must also comply with the City of Moscow's Zoning & Subdivision Ordinances regarding heights, setbacks, and other like standards.

In the case of property which is the subject of a disposition and development or owner participation agreement with the Agency, no new development or improvement shall be constructed and no existing improvement shall be substantially modified, altered, repaired, or rehabilitated except in accordance with the Plan. Under those agreements the architectural, landscape, and site plans shall be submitted to the Agency and approved in writing by the Agency. One of the objectives of the Plan is to create an attractive and pleasant environment in the Legacy Crossing Project Area. Therefore, such plans shall give consideration to good design and other amenities to enhance the aesthetic quality of the Legacy Crossing Project Area. The Agency shall not approve any plans that do not comply with the Plan.

In the event the Agency adopts design standards or controls, those provisions will thereafter apply to each site or portion thereof in the Legacy Crossing Project Area. Those controls and standards will be implemented through the provisions of any disposition and development agreement or owner participation agreement or by appropriate covenants appended to the land and instruments of conveyance executed pursuant thereto. These controls are in addition to any standards and provisions of any applicable City building or zoning ordinances; provided, however, each and every development shall comply with all applicable City zoning and building ordinances. Absent the Agency developing and promulgating specific design standards or controls, the Agency shall review all projects by applying and/or deferring to the usual approval process imposed by the City.

Section 405.2: Design Guidelines for Development under a Disposition and Development Agreement or Owner Participation Agreement

Under an owner participation agreement or a disposition and development agreement, the design guidelines and land use elements as imposed shall be achieved to the greatest extent feasible, though the Agency retains the authority to grant minor variations under Section 404.10 of the Plan and subject to a negotiated agreement between the Agency and the developer or property owner.

Under those agreements, the architectural, landscape, and site plans shall be submitted to the Agency and approved in writing by the Agency. In such agreements, the Agency or the City

may impose additional design controls, or require that consideration be given to certain design preferences. One of the objectives of the Plan is to create an attractive environment in the Legacy Crossing Project Area. Therefore, such plans shall give consideration to good design and amenities to enhance the aesthetic quality of the Project Area. These additional design standards or controls will be implemented through the provisions of any disposition and development agreement or owner participation agreement or by appropriate covenants appended to the land and instruments of conveyance executed pursuant thereto. These controls are in addition to any standard and provision of any applicable City building or zoning ordinance; provided, however, each and every development shall comply with all applicable City zoning and building ordinances, including any adopted City design standards or overlay zones.

Section 500: Methods of Financing the Project

Section 501: General Description of the Proposed Financing Methods

As allowed by the Law and the Act, the Agency is authorized to finance this Project with financial assistance from the City, State of Idaho, federal government, interest income, Agency bonds, donations, loans from private financial institutions, the lease or sale of Agency-owned property, revenue allocation funds, or any other available source, public or private, including assistance from any taxing district or any public entity.

The Agency is also authorized to obtain advances, borrow funds, and create indebtedness in carrying out this Plan. The principal and interest on such advances, funds, and indebtedness may be paid from any funds available to the Agency. The City, as it is able, may also supply additional assistance through City loans and grants for various public facilities.

The City or any other public entity may expend money to assist the Agency in carrying out this Project.

The Agency may also provide certain grants or loans to property owners, business owners, or others as may be allowed by law.

Section 502: Revenue Bond Funds

As allowed by the Law and the Act and subject to such restrictions as are imposed by law, the Agency is authorized to issue bonds from time to time, if it deems appropriate to do so, in order to finance all or any part of the Project. Neither the members of the Agency, nor any persons executing the bonds shall be liable on the bonds by reason of their issuance.

Section 503: Other Loans and Grants

As allowed by the Law and the Act, any other loans, grants, guarantees, or financial assistance from the United States, the State of Idaho, or any other public or private source will be utilized if available. Neither the members of the Agency nor any persons executing such loans or grants shall be liable on the loans or grants by reason of their issuance.

Section 504: Revenue Allocation Financing Provisions

The Agency hereby adopts revenue allocation financing provisions as authorized by the Act, Chapter 29, Title 50, Idaho Code, effective retroactively to January 1, 2008, for the original Project Area, and effective retroactively to January 1, 2018, for the Main Street Project Area. These revenue allocation provisions shall apply to all taxing districts in which the Legacy Crossing Revenue Allocation Area is located and described on Attachment 1 and Attachment 2 to the Plan. The Agency shall take all actions necessary or convenient to implement these revenue allocation financing provisions. The Agency specifically finds that the equalized assessed valuation of property within the Revenue Allocation Area is likely to increase as a result of the implementation of the Plan.

The Agency, acting by one or more properly adopted motions, policies or resolutions adopted by its board of commissioners, is hereby authorized to apply all or any portion of the revenues allocated to the Agency pursuant to the Act to pay such costs as are incurred or to pledge all or any portion of such revenues to the repayment of any moneys borrowed, indebtedness incurred, or bonds issued by the Agency to finance or to refinance the Project costs (as defined in Idaho Code § 50-2903(14)) of one or more redevelopment projects.

Upon enactment of an ordinance by the governing body of the City finally adopting these revenue allocation financing provisions and defining the Revenue Allocation Area described herein as part of the Plan, there shall hereby be created a special fund of the Agency into which the County Treasurer shall deposit allocated revenues as provided in Idaho Code § 50-2908. The Agency shall use such funds solely in accordance with Idaho Code § 50-2909 and solely for the purpose of providing funds to pay the project costs, including any incidental costs, of such redevelopment projects as the Agency may determine by motion, policy or resolution of its board of commissioners.

A statement listing proposed public improvements and facilities, estimated project cost ranges as they are currently known, an economic feasibility study, fiscal impact upon taxing districts, and methods of financing project costs required by Idaho Code § 50-2905 is included in Attachment 5 to the Plan. This statement necessarily incorporates estimates and projections based upon the Agency's present knowledge and expectations. The Agency is hereby authorized to modify the presently anticipated redevelopment projects and use of revenue allocation financing of the related Project costs if the board of commissioners of the Agency deems such modification necessary or convenient to effectuate the general objectives of the Plan.

The Agency may provide for expenditure of revenue allocation proceeds on an annual basis without the issuance of bonds. The Agency may also provide for obtaining advances or loans from the City, private entities, or other sources in order to immediately commence construction of certain of the public improvements. Revenues will continue to be allocated to the Agency until the improvements identified in Attachment 4 are completely constructed or until any obligation to the City or other public entity or private entity are fulfilled.

Attachment 5 incorporates estimates and projections based on Agency's present knowledge and expectations concerning the infrastructure and other improvements needed, and the cost estimates of such infrastructure and improvements. The activity may cost more or less depending on the significance, and the timeliness of development is presently unknown. Activity may be completed earlier if revenue allocation proceeds are greater or the Agency obtains additional funds; or later as the delayed receipt of proceeds requires.

The revenue allocation proceeds are hereby irrevocably pledged for the payment of the principal and interest on the advance of monies or making of loans or the incurring of any indebtedness such as bonds, notes, and other obligations (whether funded, refunded, assumed, or otherwise) by the Agency to finance or refinance the Project in whole or in part, as well as payment for costs incurred for activities of the Project.

The Agency is authorized to make such pledges as to specific advances, loans, and indebtedness as appropriate in carrying out the Project.

The Agency reserves the right to either pay for Project costs from available revenue or borrow funds by incurring debt through notes or other obligations.

The Agency is authorized to make such pledges as to specific advances, loans, and indebtedness as appropriate in carrying out the Project.

Revenue allocation proceeds are deemed to be only a part of the proposed funding sources for the payment of public improvements and other project improvements. Additionally, project funding is proposed to be phased for the improvements, allowing various sources of funds to be accumulated for use.

The assumptions concerning revenue allocation proceeds are based upon certain assessed value increases and assumed tax levy rates.

Section 504.1: Economic Feasibility Study

Attachment 5 consists of the economic feasibility study for the Legacy Crossing Project Area. The feasibility study constitutes the financial analysis required by the Act. Additional analyses may be undertaken by the Agency at its discretion.

The assumptions set forth in the Study are based upon the best information available to the Agency through public sources or discussions with property owners, developers, and others. The information has been analyzed by the Agency and its consultants in order to provide an analysis that meets the requirements set forth under the Law and Act. At the point in time when the Agency may seek a loan from lenders or others, a more detailed and then-current financial pro forma will be presented to those lenders or underwriters for analysis to determine the borrowing capacity of the Agency. As set forth below, the Agency reserves the right to fund the Project on a “pay as you go” basis. The Agency Board will prioritize the activities set forth in this Plan and determine what funds are available and what activities can be funded. The Agency will establish those priorities through its mandated annual budgetary process.

Section 504.2: Assumptions and Conditions/Economic Feasibility Statements

The current information contained in Attachment 5 assumes certain completed and projected actions. Under the provisions of the Act, the revenue allocation shall continue until any bond debt or other obligation is satisfied. All debt is projected to be repaid no later than the duration period of the Plan. The total amount of indebtedness and the amount of revenue generated by revenue allocation is dependent upon the extent and timing of private development. Should all of the development take place as projected, indebtedness could be extinguished earlier,

dependent upon the bond sale documents or other legal obligations. Should private development take longer to materialize, or should the private development be substantially less than projected, then the amount of revenue generated will be substantially reduced and those obligations may continue for their full term.

The Plan and Attachments under current consideration incorporate estimates and projections based on the Agency's present knowledge and expectations. The Agency may modify the Project if the board of commissioners of the Agency deems such modifications necessary to effectuate the Plan. The Plan proposes certain public improvements, including utility improvements, streetscapes, street improvements, property acquisition, and relocation costs, which will facilitate development in the Legacy Crossing Project Area.

Section 504.3: Ten Percent Valuation² and Geographic Limitations

Under the Act the base assessment roll for all revenue allocation areas cannot exceed gross/net ten percent (10%) of the current assessed valuation of all taxable property for the entire City of Moscow. County records show the January 1, 2017, adjusted base assessment roll value for the original Legacy Crossing Project Area, not including operating property and less any homeowner's exemption, is **\$44,969,560**. The January 1, 2017, total assessed valuation of the Main Street Project Area is **\$13,096,968**. The combined base value of the Project Area is **\$58,066,528**.

The total assessed value for the City of Moscow as of January 1, 2017, less homeowner's exemptions, is **\$1,147,063,791**. Therefore, the combined base assessment roll for all Agency Revenue Allocation Areas, which only currently includes the Legacy Crossing District, is **5.0%** which does not exceed ten percent (10%) of the assessed value for the City of Moscow.

Further, Idaho Code § 50-2033, effective 2011, provides: "[a]n urban renewal plan that includes a revenue allocation area may be extended only one (1) time to extend the boundary of the revenue allocation so long as the total area to be added is not greater than ten percent (10%) of the existing revenue allocation area and the area to be added is contiguous to the existing revenue allocation area but such contiguity cannot be established solely by a shoestring or strip of land which comprises a railroad or public right-of-way." The 2008 Project Area consists of 163 acres; therefore the 10% geographic limit is 16.3 acres. The Main Street Project Area, which is adjacent and contiguous to the 2008 Project Area consists of 12 acres, which is less than 10% of the acreage included in the original 2008 Project Area.

Section 504.4: Financial Limitation

Several capital improvement projects are contemplated in the Legacy Crossing Project Area. Use of any particular financing source for any particular purpose is not assured or identified. Use of the funding source shall be conditioned on any limiting authority. Use of revenue allocation funds will be limited by the authority of the Act. If revenue allocation funds are unavailable, then the Agency will need to utilize a different funding source for that improvement,

² Due to the timing of the assessment process and creation of this Plan, the 2017 values have been used to establish compliance with the 10% limitation. Even assuming an increase in values for 2018, the combined values of the revenue allocation areas would not exceed 10% of the current assessed value for the entire City.

including grant funds. In that situation, the feasibility studies will examine the potential of grant funding.

The amount of funds available to the Agency from revenue allocation financing is directly related to the assessed value of new improvements within the Legacy Crossing Revenue Allocation Area. Under the Act, the Agency is allowed the revenue allocation generated from inflationary increases and new development value. The feasibility studies have assumed certain annual increases over the term of the Plan based on historical analysis and other circumstances.

Various estimates and projections constitute an economic feasibility study. Costs and revenues are analyzed, and the analysis shows the need for public capital funds during the Project. The feasibility studies identify the kind, number, and location of all proposed or contemplated public works or improvements, a list of estimated project costs, and the revenue that is projected to be generated over the life of the District. (See Idaho Code § 50-2905.) Based on these funding sources, the conclusion is that the Project is feasible.

The information contained in the feasibility studies assumes certain projected actions. First, the Agency has projected the possibility of bond terms and note issues. Should this or a similar financing mechanism be considered, the bond term will be finally determined by the marketability of the notes. Under the provisions of the Act, the revenue allocation may continue until the end of the Plan term. Second, the total amount of indebtedness and the amount of revenue generated by revenue allocation is dependent upon the extent and timing of private development. Should all of the development take place as projected, indebtedness would be extinguished earlier, dependent upon the bond sale documents and legal obligations therein. Should private development take longer to materialize or should the private development be substantially less than projected, then the amount of revenue generated will be substantially reduced and bonds may continue for their full term.

The proposed timing for the public improvements may very well have to be modified depending upon the availability of some of the funds and the Agency's ability to sell an initial issue of notes or bonds.

The Plan has shown that the equalized valuation of the Legacy Crossing Revenue Allocation Area as defined in the Plan is likely to increase as a result of the initiation and completion of urban renewal projects pursuant to the Plan.

Section 504.5: [RESERVED]

Section 504.6: Participation with Local Improvement Districts and Business Improvements Districts

Under the Idaho Local Improvement District Code, Chapter 17, Title 50, Idaho Code, the City has the authority to establish local improvement districts for various public facilities, including, but not limited to, streets, curbs, gutters, sidewalks, storm drains, landscaping, and other like facilities. To the extent allowed by the Law and the Act, the Agency reserves the authority to participate in the funding of local improvement district facilities. This participation may include either direct funding to reduce the overall cost of the LID or to participate as an assessed entity to finance the LID project.

Under the Business Improvement District Code (BID), Chapter 26, Title 50, Idaho Code, the City has the authority to establish business improvement districts for the acquisition, construction and maintenance of parking facilities, promotion of public events, general promotion of retail trade in the district, and physical improvement and decoration of any public space in the district. To the extent allowed by the Law and Act, the Agency reserves the authority to participate in the funding of the business improvement district activities. The participation may include either direct funding to reduce the overall cost of the BID or to participate as an assessed entity, should the Agency own any property subject to assessment.

Section 504.7: Issuance of Debt and Debt Limitation

Any debt incurred by the Agency as allowed by the Law and Act shall be secured by revenues identified in the debt resolution or revenue allocation funds as allowed by the Act. All such debt shall be repaid within the duration of this Plan.

Section 504.8: Impact on Other Taxing Districts and Levy Rate

A specific delineation of tax dollars generated by revenue allocation upon each taxing district has not been prepared. The overall impact of the Legacy Crossing Project Area on revenue allocation is shown in the economic feasibility study (see Attachment 5). Since the passage of Idaho Code § 63-802 in 1995, taxing entities are constrained in establishing levy rates by a function of the amount each budget of each taxing district can increase on an annual basis. Therefore, the impact of revenue allocation is more of a product of the imposition of Idaho Code § 63-802. In addition, without the revenue allocation district and its ability to pay for public improvements and public facilities, fewer substantial improvements within the Legacy Crossing Project Area would be expected in the next five to ten years, hence there would be lower increases in assessed valuation to be used by the other taxing entities.

If the overall levy rate is less than assumed, the Agency will receive fewer funds from revenue allocation. The assessed value for each property in a revenue allocation area consists of a base value and an increment value. The base value is the assessed value as of January 1 of the year in which a revenue allocation area is approved by a municipality, with periodic adjustments allowed by Idaho State Code. The increment value is the difference between the base assessed value and current assessed value in any given year while the property is in a revenue allocation area. Under Idaho Code § 63-802, taxing entities are constrained in establishing levy rates by the amount each budget of each taxing district can increase on an annual basis. Taxing entities submit proposed budgets to the County Board of Commissioners, which budgets are required to comply with the limitations set forth in Idaho Code § 63-802.

The County Board of Commissioners calculates the levy rate required to produce the proposed budget amount for each taxing entity using the assessed values which are subject to each taxing entity's levy rate. Assessed values in urban renewal districts which are subject to revenue allocation (incremental values) are not included in this calculation. The combined levy rate for the taxing entities is applied to the incremental property values in a revenue allocation area to determine the amount of property tax revenue which is allocated to an urban renewal agency. The property taxes generated by the property values in the urban renewal districts that are not subject to revenue allocation and by properties outside revenue allocation areas are distributed to the other taxing entities. Properties in revenue allocation areas are subject to the same levy

rate as they would be outside a revenue allocation area. The difference is how the revenue is distributed.

One result of new construction occurring outside the revenue allocation area (Idaho Code §§ 63-802 and 63-301A) is the likely reduction of the levy rate as assessed values increase for property within each taxing entity's jurisdiction. From and after December 31, 2006, Idaho Code § 63-301A prohibits taxing entities from including, as part of the new construction roll, the increased value related to new construction within a revenue allocation area until the revenue allocation authority is terminated. Any new construction within the Project Area is not available for inclusion by the taxing entities to increase their budgets. Less tax revenue will be available to those taxing entities. Upon termination of this Plan, the taxing entities will be able to include the accumulated new construction roll value in setting the following year's budget and revenue from such value is not limited to the three percent increase allowed in Idaho Code § 63-802(1)(a).

As the 2018 certified levy rates are not determined until late September 2018, the 2017 certified levy rates have been used in the Study for purposes of the analysis. For Tax Year 2017, those districts and rates are as follows:³

Latah County	.004368392
City of Moscow	.004772535
School District No. 281	.006502582
Latah County Library District	.000582073
Moscow Cemetery District	.000184443
North Latah Highway District	.001389756

Additionally, the economic feasibility study has utilized a 2017 tax levy rate, and presumed 2017 levy rates will remain constant throughout the term of the Plan⁴.

Section 504.9: Phasing and Other Fund Sources

The Agency anticipates funding only a portion of the entire costs of the public improvements shown on Attachment 4. Other sources of funds shall include developer contributions, federal and state funds, foundation funds, grants, and City of Moscow participation. Agency participation shall be determined by the amount of revenue allocation funds generated.

Section 504.10: Lease Revenue Bonds

One other potential source of financing is lease revenue bonds from the user of a public facility. For example, a lease base revenue bond may be a way to finance certain public buildings without the use or obligation of revenue allocation proceeds.

Section 504.11: Lease Revenue, Parking Revenue, and Bonds

Under the Law, the Agency is authorized to issue revenue bonds to finance certain public improvements identified in the Urban Renewal Plan. Under that type of financing, a public entity would pay the Agency a lease payment annually which provides certain funds to the

³ Pursuant to Idaho Code § 50-2908, these levy rates do not include voter approved bonds or levies.

⁴ The levy rates are the same for the original Project Area and the annexed Main Street Project Area.

Agency to retire the bond debt. Another variation of this type of financing is sometimes referred to as conduit financing, which provides a mechanism where the Agency uses its bonding authority for the Project, with the end user making payments to the Agency to retire the bond debt. These sources of revenues are not related to revenue allocation funds and may not be particularly noted in the Study, because of the “pass through” aspects of the financing. Under the Act, the economic feasibility study focuses on the revenue allocation aspects of the Agency’s financial model.

These financing models typically are for a longer period of time than the life of the Plan and survive termination pursuant to Idaho Code § 50-2905(8) as resources other than revenue allocation funds are used.

505 Membership Dues and Support of Community Economic Development

The Act is premised upon economic development being a valid public purpose. To the extent allowed by the Law and the Act, the Agency reserves the authority to use revenue allocation funds to contract with non-profit and charitable organizations established for the purpose of supporting economic development and job creation. Additionally, the Agency reserves the authority to expend revenue allocation funds to join, participate and support non-profit organizations established to support Agency best practices and administration. The line item of Operating Expense within the Study shall be deemed to include expenditures for the purposes described in this section as may be deemed appropriate during the annual budgetary process.

Section 600: Actions by the City of Moscow

The City of Moscow shall aid and cooperate with the Agency in carrying out the Plan and shall take all actions necessary to ensure the continued fulfillment of the purposes of the Plan and to prevent the recurrence or spread of deteriorated or deteriorating conditions in the Legacy Crossing Project Area. Actions by the City may include, but not be limited to, the following:

1. Institution and completion of proceedings necessary for changes and improvements in private and publicly-owned property, rights-of-way, or public utilities within or affecting the Legacy Crossing Project Area;
2. Revision of zoning, if necessary, within the Legacy Crossing Project Area to permit the land uses and development authorized by the Plan;
3. Imposition, wherever necessary, by conditional use permits or other means of appropriate controls within the limits of this Plan upon parcels in the Legacy Crossing Project Area to ensure their proper development and use;
4. Provision for administrative enforcement of the Plan by the City after development, wherein the City and the Agency may develop and provide for enforcement of a program for continued maintenance by owners of all real property, both public and private, within the Legacy Crossing Project Area throughout the duration of the Plan;
5. Building code enforcement;

6. Performance of the above actions and of all other functions and services relating to public peace, health, safety, and physical development normally rendered in accordance with a schedule which will permit the redevelopment of the Legacy Crossing Project Area to be commenced and carried to completion without unnecessary delays;
7. Institutional and completion of proceedings necessary for the establishment of a LID under Chapter 17, Title 50, Idaho Code, or a BID under Chapter 26, Title 50, Idaho Code;
8. The undertaking and completing of any other proceedings necessary to carry out the Legacy Crossing Project;
9. Administration of Community Development Block Grants and other state and federal grant funds that may be made available for the Legacy Crossing Project;
10. Appropriate agreements with the Agency for administration, supporting services, funding sources, and the like;
11. The imposition, whenever necessary (by conditional use permits or overlay zones or other means as appropriate) of controls within the limits of the Plan upon parcels in the Legacy Crossing Project Area to ensure their proper development and use.

Any of the foregoing actions taken by the City shall not constitute any commitment for financial outlays by the City.

Section 601: Maintenance of Public Improvements

The Agency has not identified any commitment or obligation for long-term maintenance of the public improvements identified. The Agency will need to address this issue with the appropriate entity, public or private, who has benefited from or is involved in the ongoing preservation of the public improvement.

Section 700: Enforcement

The administration and enforcement of the Plan, including the preparation and execution of any documents implementing the Plan, shall be performed by the Agency and/or the City, as per adopted procedures and policies.

The provisions of the Plan or other documents entered into pursuant to the Plan may also be enforced by court litigation instituted by either the Agency or the City. Such remedies may include, but are not limited to, specific performance, damages, reentry, injunctions, or any other remedies appropriate to the purposes of the Plan. In addition, any recorded provisions which are expressly for the benefit of owners of property in the Legacy Crossing Project Area may be enforced by such owners.

Section 800: Duration of This Plan

Except for the nondiscrimination and non-segregation provisions, which shall run in perpetuity, the provisions of the Plan shall be effective, and the provisions of other documents formulated pursuant to the Plan shall be effective for twenty-four (24) years from the effective date of the original Plan subject to modifications and/or extensions set forth in Idaho Code § 50-2904. The revenue allocation authority shall expire on December 31, 2032, except for any revenue allocation proceeds received in calendar year 2033, as contemplated by Idaho Code § 50-2905(7).

Idaho Code § 50-2903(5) provides the Agency shall adopt a resolution of intent to terminate the revenue allocation area by September 1. In order to provide sufficient notice of termination to the affected taxing districts to allow them to benefit from the increased budget capacity, the Agency will use its best efforts to provide notice of its intent to terminate this Plan and its revenue allocation authority by May 1, 2033, or if the Agency determines an earlier terminate date, then by May 1 of the early termination year:

1. When the Revenue Allocation Area plan budget estimates that all financial obligations have been provided for, the principal of and interest on such moneys, indebtedness, and bonds have been paid in full or when deposits in the special fund or funds created under this chapter are sufficient to pay such principal and interest as they come due, and to fund reserves, if any, or any other obligations of the Agency funded through revenue allocation proceeds shall be satisfied and the Agency has determined no additional project costs need be funded through revenue allocation financing, the allocation of revenues under Idaho Code § 50-2908 shall thereupon cease; any moneys in such fund or funds in excess of the amount necessary to pay such principal and interest shall be distributed to the affected taxing districts in which the Revenue Allocation Area is located in the same manner and proportion as the most recent distribution to the affected taxing districts of the taxes on the taxable property located within the Revenue Allocation Area; and the powers granted to the Agency under Idaho Code § 50-2909 shall thereupon terminate.
2. In determining the termination date, the Plan shall recognize that the Agency shall receive allocation of revenues in the calendar year following the last year of the revenue allocation provision described in the Plan.
3. For the fiscal year that immediately predates the termination date, the Agency shall adopt and publish a budget specifically for the projected revenues and expenses of the Plan and make a determination as to whether the Revenue Allocation Area can be terminated before January 1 of the termination year pursuant to the terms of Idaho Code § 50-2909(4). In the event that the Agency determines that current tax year revenues are sufficient to cover all estimated expenses for the current year and all future years, by September 1, the Agency shall adopt a resolution advising and notifying the local governing body, the county auditor, and the Idaho State Tax Commission, recommending the adoption of an ordinance for termination of the Revenue Allocation Area by December 31 of the current year, and declaring a surplus to be distributed as described in Idaho Code § 50-2909, should a surplus be determined to exist. The Agency shall cause the ordinance to be filed with the office of the Latah County recorder and the Idaho State Tax Commission as provided in Idaho Code § 63-215.

Upon termination of the revenue allocation authority of the Plan, to the extent the Agency owns or possesses any assets, the Agency shall dispose of any remaining assets by granting or conveying or dedicating such assets to the City of Moscow.

Section 900: Procedures for Amendment

The Plan may be further modified at any time by the Agency, provided that, if modified after disposition of real property in the Legacy Crossing Project Area or after execution of an owner participation agreement, the modifications must be consented to by the developer or developers or their successor or successors of such real property whose interest is substantially affected by the proposed modification. Where the proposed modification will substantially change the Plan, the modifications must be approved by the Moscow City Council in the same manner as the original Plan. Substantial changes for Moscow City Council approval purposes shall be defined as revisions in project boundaries, land acquisition, and other changes which will violate the objectives of the Plan.

Section 1000: Severability

If any one or more of the provisions contained in the Plan to be performed on the part of the Agency shall be declared by any court of competent jurisdiction to be contrary to law, then such provision or provisions shall be null and void, shall be deemed separable from the remaining provisions in the Plan, and shall in no way affect the validity of the other provisions of the Plan.

Section 1100: Annual Report

Under the Law, the Agency is required to file with the City, on or before March 31 of each year, a report of the Agency's activities for the preceding calendar year, which report shall include a complete financial statement setting forth its assets, liabilities, income, and operating expenses as of the end of such calendar year. This annual report shall be considered at a public meeting to report these findings and take comments from the public.

Additionally, the Agency must comply with certain other reporting requirements as set forth in Idaho Code § 67-450E, and the local government registry portal, Idaho Code § 50-2913, the tax commission plan repository. Failure to report the information requested under any of these statutes results in significant penalties, including loss of increment revenue, and the imposition of other compliance measures by the Latah County Board of County Commissioners.

Attachment 1
Map of Project Area Boundary

CITY OF MOSCOW
LEGACY CROSSING URBAN
RENEWAL DISTRICT AREA

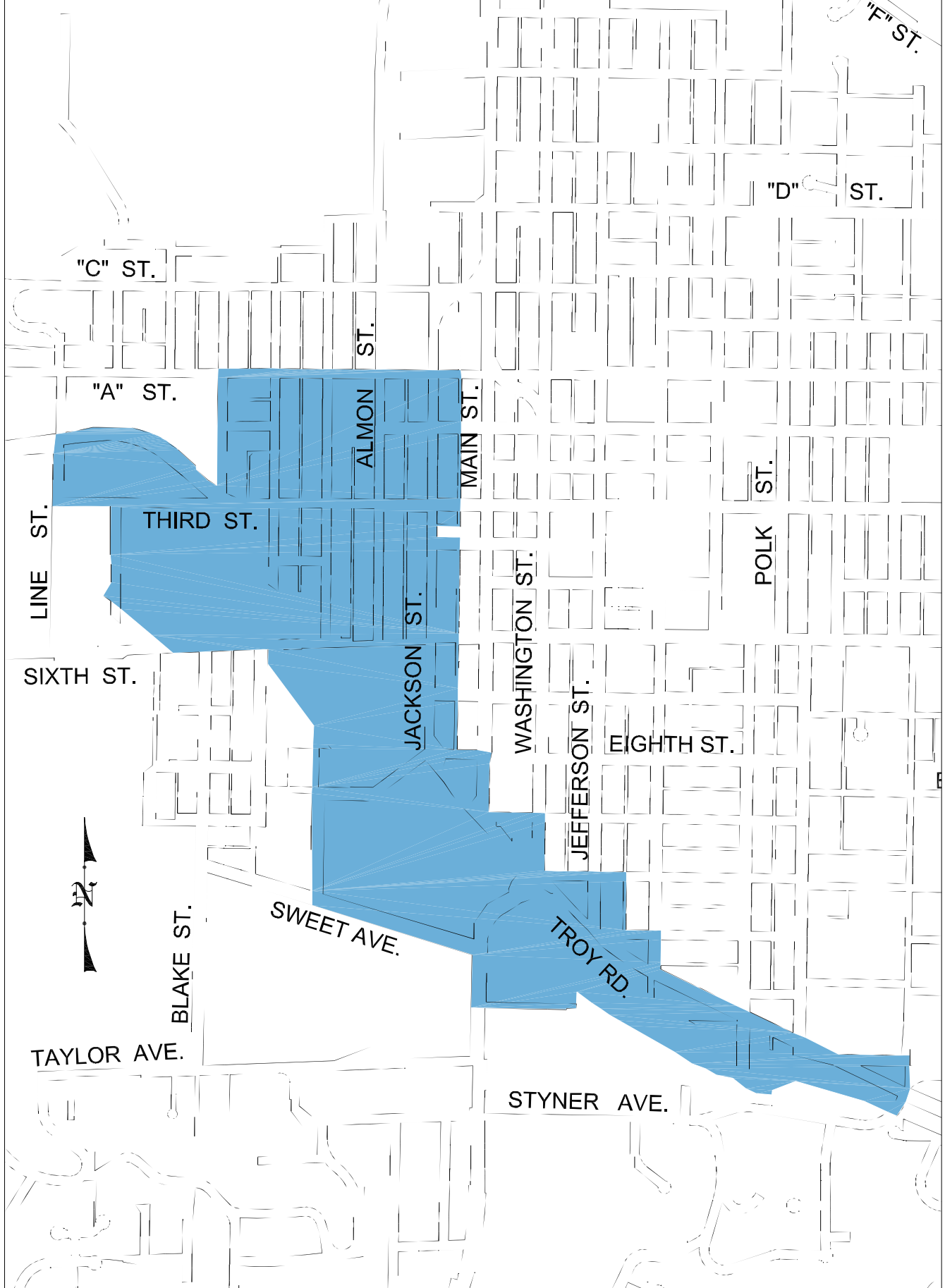
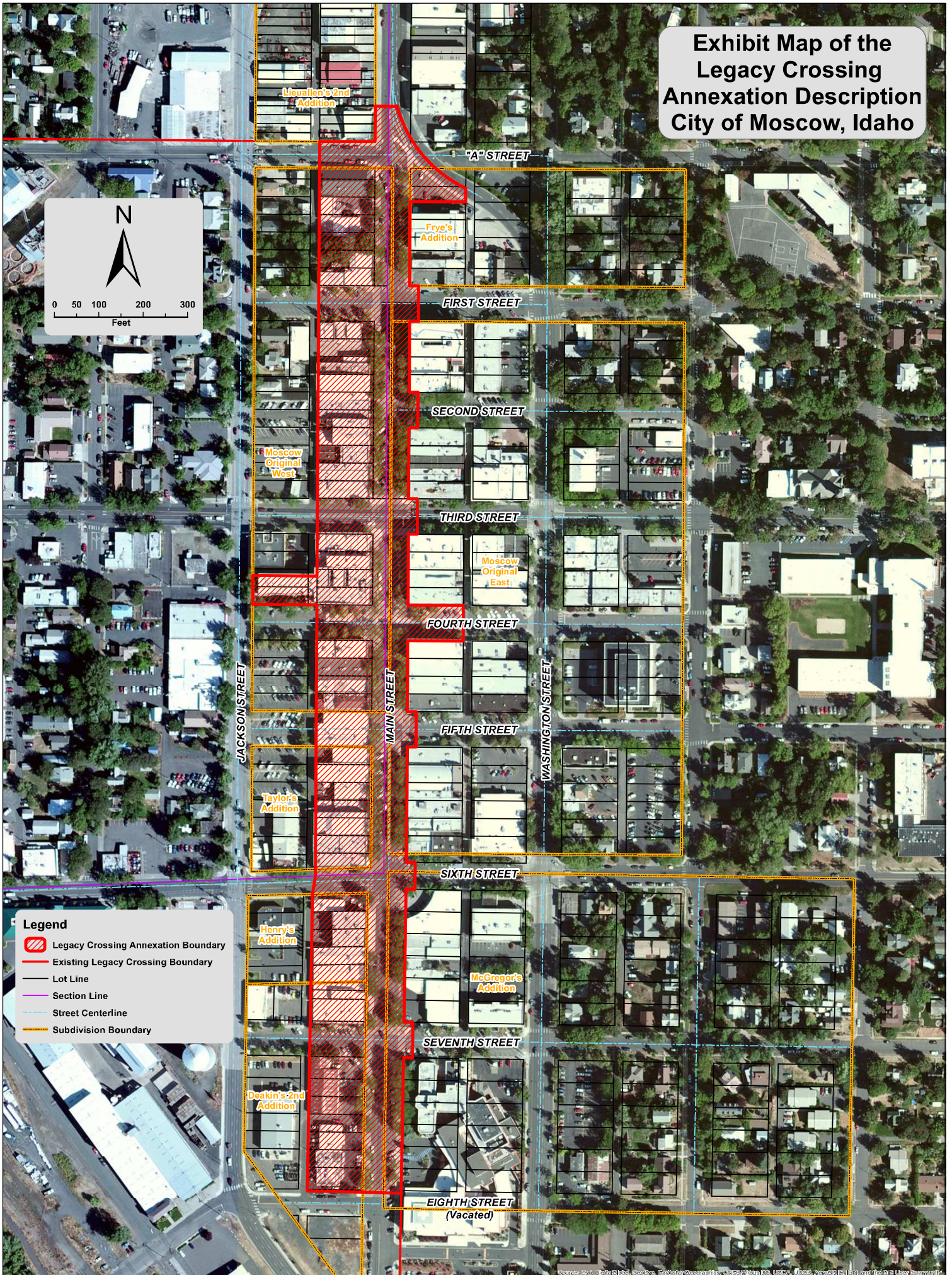
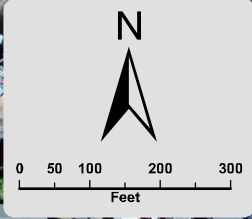


Exhibit Map of the Legacy Crossing Annexation Description City of Moscow, Idaho



Attachment 2
Legal Description of the Legacy Crossing Urban
Renewal District Revenue Allocation Area

DESCRIPTION OF URBAN RENEWAL AGENCY BOUNDARY
LEGACY CROSSING – CITY OF MOSCOW, IDAHO

January 11, 2008
R. Crumley

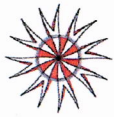
An Urban Renewal Agency boundary located in the City of Moscow, Latah County, Idaho, and being more particularly described as follows:

Commencing at the south quarter corner of Section 7, Township 39 North, Range 5 West, Boise Meridian; thence N00°59'25"E 892.37 feet, along the longitudinal centerline of said Section 7, to a point on the south right-of-way line of Third Street; thence along said south right-of-way line N89°31'48"W 19.48 feet to the point of intersection with the west right-of-way line of Line Street and the TRUE POINT OF BEGINNING of this description;

Thence along said west right-of-way line of Line Street, N00°15'37"E 358.94 feet to the south right-of-way line of State Highway 8; thence N01°32'40"W 134.61 feet to the intersection of the west right-of-way line of Line Street and the north right-of-way line of State Highway 8; thence N85°36'04"E 65.28 feet to the intersection of the east right-of-way line of Line Street and the north right-of-way line of State Highway 8; thence along said north right-of-way line the following courses: S59°49'01"E 24.47 feet, N82°03'47"E 46.54 feet, N82°20'49"E 33.01 feet, N82°20'35"E 30.34 feet, N74°41'56"E 38.83 feet, and N89°44'38"E 241.33 feet to a point of curvature; thence continuing along said north right-of-way line, 159.38 feet along a curve to the right having a radius of 696.62 feet, a central angle of 13°06'31", and a chord bearing of S71°09'06"E 159.03 feet; thence continuing along said right-of-way line S00°28'41"W 16.58 feet to a point of curvature; thence along said right-of-way line, 84.52 feet along a curve to the right having a radius of 681.62 feet, a central angle of 07°06'16" and a chord bearing of S60°27'27"E 84.47 feet; thence continuing along said right-of-way line the following courses: S57°31'48"E 46.74 feet, S49°02'42"E 160.50 feet, S47°54'19"E 10.39, and S51°24'33"E 188.50 feet to the west right-of-way line of Lieuallen Street; thence along said west right-of-way line, N00°33'44"E 728.76 feet to the north right-of-way line of 'A' Street; thence along said north right-of-way line, S89°31'48"E 1513.00 feet to the east right-of-way line of a 20 foot wide platted alley located between Jackson Street and Main Street; thence along said alley right-of-way line, S00°19'27"W 980.00 feet; thence along the south right-of-way of a dedicated 15 foot wide alley, N89°31'48"W 145.00 feet; thence along the east right-of-way line of Jackson Street, S00°19'27"W 65.00 feet; thence along the north right-of-way line of Fourth Street, S89°31'48"E 145.00 feet; thence along the east right-of-way line of said 20 foot wide alley, S00°19'27"W

612.50 feet; thence $S10^{\circ}11'37''W$ 40.90 feet to the intersection of the south right-of-way line of Sixth Street and the east right-of-way line of a platted 20 foot wide alley located between Jackson Street and Main Street; thence along said east right-of-way line, $S00^{\circ}55'56''W$ 669.50 feet; thence along the north right-of-way line of Eighth Street, $S89^{\circ}04'04''E$ 125.00 feet to the west right-of-way line of Main Street; thence $S88^{\circ}13'17''E$ 86.51 feet to the intersection of the east right-of-way line of Main Street and the north right-of-way line of Eighth Street (vacated); thence along the east right-of-way of Main Street, $S00^{\circ}55'56''W$ 323.00 feet; thence along a dedicated right-of-way, $S34^{\circ}12'54''E$ 69.48 feet; thence along the north right-of-way line of Lewis Street, $S89^{\circ}20'02''E$ 161.00 feet; thence along a dedicated right-of-way, $N63^{\circ}10'13''E$ 77.97 feet; thence $S65^{\circ}03'43''E$ 87.57 feet to the intersection of the north right-of-way line of Lewis Street and the east right-of-way line of Washington Street; thence along said east right-of-way line of Washington Street, $S00^{\circ}55'56''W$ 345.00 feet; thence along a dedicated right-of-way, $S43^{\circ}02'47''E$ 20.75 feet; thence along the north right-of-way line of Spotswood Street, $S89^{\circ}20'02''E$ 495.60 feet to the east right-of-way line of a 20 foot wide platted alley between Jefferson Street and Adams Street; thence along said alley right-of-way line, $S00^{\circ}55'56''W$ 360.00 feet; thence along the north right-of-way line of Veatch Street, $S89^{\circ}20'02''E$ 220.00 feet; thence along the east right-of-way line of Adams Street, $S00^{\circ}55'56''W$ 240.00 feet; thence along the northerly right-of-way line of State Highway 8, $S64^{\circ}17'39''E$ 1228.98 feet; thence along the north right-of-way line of White Avenue (currently White Place), $S89^{\circ}20'33''E$ 441.00 feet; thence along the east right-of-way line of Lynn Avenue, $S00^{\circ}42'04''W$ 60.07 feet to a point on the latitudinal centerline of Section 17, Township 39 North, Range 5 West, Boise Meridian; thence $S02^{\circ}00'25''E$ 143.78 feet to the intersection of the northerly right-of-way line of State Highway 8 and the south right-of-way line of White Avenue; thence $S10^{\circ}48'04''W$ 194.47 feet to the intersection of the latitudinal centerline of said Section 17 and the former southerly right-of-way line of the Burlington Northern Railway; thence along said southerly right-of-way line, $N66^{\circ}53'37''W$ 188.68 feet; thence continuing along said former right-of-way line, 442.65 feet along a curve to the left having a radius of 2814.90 feet, a central angle of $09^{\circ}00'36''$, and a chord bearing of $N71^{\circ}23'55''W$ 442.20 feet; thence continuing along said former right-of-way line, $N75^{\circ}54'14''W$ 88.62 feet; thence leaving said former right-of-way line, $S70^{\circ}00'30''W$ 156.64 feet, along the southeasterly boundary of Lot 1, Block 3 of the Deerfield Addition; thence along the southerly boundary of the City of Moscow pathway property the following courses: $S00^{\circ}57'44''W$ 19.85 feet, $N89^{\circ}15'51''W$ 105.00 feet, $N63^{\circ}45'59''W$ 72.01 feet, thence $N50^{\circ}26'38''W$ 111.66 feet; thence $N81^{\circ}44'31''W$ 94.69 feet, $N60^{\circ}04'09''W$ 77.90 feet, and $N82^{\circ}42'25''W$ 87.18 feet to the east boundary line of Berman Park; thence $N69^{\circ}48'55''W$ 357.76 feet to the west boundary line of Berman Park; thence $N23^{\circ}18'04''W$ 140.84 feet along the City of Moscow property to the former southerly right-of-way of the Burlington Northern Railway; thence along said former right-of-way line, 270.28 feet along a curve to the right with a radius of 2342.00 feet, a central angle of $06^{\circ}36'44''$, and a chord bearing of $N57^{\circ}44'43''W$ 270.13 feet; thence continuing along said former right-of-way line,

N54°25'34"W 119.12 feet; thence S00°54'07"W 104.23 feet to the southeast corner of the Henley Street right-of-way; thence along the south right-of-way line of Henley Street, N89°20'34"W 638.67 feet to the west right-of-way line of U.S. Highway 95; thence along said west right-of-way line, N00°46'31"E 339.25 feet; thence along the southerly right-of-way line of Sweet Avenue, N73°22'49"W 1051.40 feet; thence along the west right-of-way line of Railroad Street, N00°56'25"E 966.93 feet to the north end of said right-of-way; thence along the north line of said right-of-way (extended), S88°54'42"E 105.84 feet to the former southwesterly right-of-way line of the Burlington Northern Railway; thence along said former right-of-way line, N36°37'11"W 652.31 feet; thence N00°51'41"E 87.68 feet along the east right-of-way line of Deakin Avenue; thence along the south right-of-way line of Sixth Street, S88°01'17"W 590.26 feet; thence along the southwest boundary of the West Park School tract (extended), N49°54'43"W 429.85 feet to the east right-of-way line of Home Street; thence N63°26'56"W 66.67 feet to a point on the west right-of-way line of Home Street; thence along a dedicated right-of-way, N55°28'13"W 58.41 feet; thence continuing along said right-of-way, N31°18'37"E 95.31 feet; thence along the west right-of-way line of Home Street, N00°42'17"E 472.75 feet; thence along the south right-of-way line of Third Street, N89°31'48"W 363.03 to the west right-of-way line of Line Street and the TRUE POINT OF BEGINNING.



Rim Rock Consulting, Inc.

PROFESSIONAL LAND SURVEYORS
GIS & MAPPING SERVICES

JOHN L. DUNN, PLS / ID, WA / CFEDS
DUANE E. PRIEST, PLS / ID
MICHAEL E. DAHLIN, PLS / ID, WA

May 10, 2018

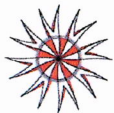
ANNEXATION DESCRIPTION TO THE URBAN RENEWAL AGENCY BOUNDARY, LEGACY CROSSING – CITY OF MOSCOW, IDAHO

An Urban Renewal Agency boundary located in the City of Moscow, Section 7, 8, 17 & 18, Township 39 North, Range 5 West, of the Boise Meridian, Latah County, Idaho, described as follows:

Beginning at the northeast corner of the existing Urban Renewal Agency Boundary being the southwest corner of Lot 24, Block B of Lieuellen's Second Addition to Moscow and the east right-of-way line of a 20 foot wide platted alley between Jackson Street and Main Street;
Thence along said alley right-of-way line, S00°19'27"W, 980.00 feet;
Thence along the south right-of-way line of a dedicated 15 foot wide alley, N89°31'48"W, 145.00 feet;
Thence along the east right-of-way line of Jackson Street, S00°19'27"W, 65.00 feet;
Thence along the north right-of-way line of Fourth Street, S89°31'48"E, 145.00 feet;
Thence along the east right-of-way line of said 20 foot wide alley, S00°19'27"W, 612.50 feet;
Thence S10°11'37"W, 40.90 feet to the intersection of the south right-of-way line of Sixth Street and the east right-of-way line of a platted 20 foot wide alley located between Jackson Street and Main Street;
Thence along said east right-of-way line, S00°55'56"W, 669.50 feet;
Thence along the north right-of-way line of Eighth Street, S89°04'04"E, 125.00 feet to the west right-of-way line of Main Street;
Thence S88°13'17"E, 86.51 feet to the intersection of the east right-of-way line of Main Street and the north right-of-way line of Eighth Street (vacated);
Thence along the east right-of-way line of Main Street, N00°55'56"E, 305.40 feet to the south right-of-way line of Seventh Street;
Thence along said south line, S89°04'04"E, 20.00 feet;
Thence N00°55'56"E, 80.00 feet to the north right-of-way line of Seventh Street;
Thence along said north line, N89°04'04"W, 20.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°55'56"E, 300.00 feet to the south right-of-way line of Sixth Street;

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rimrock@rimrockconsulting.net





Rim Rock Consulting, Inc.

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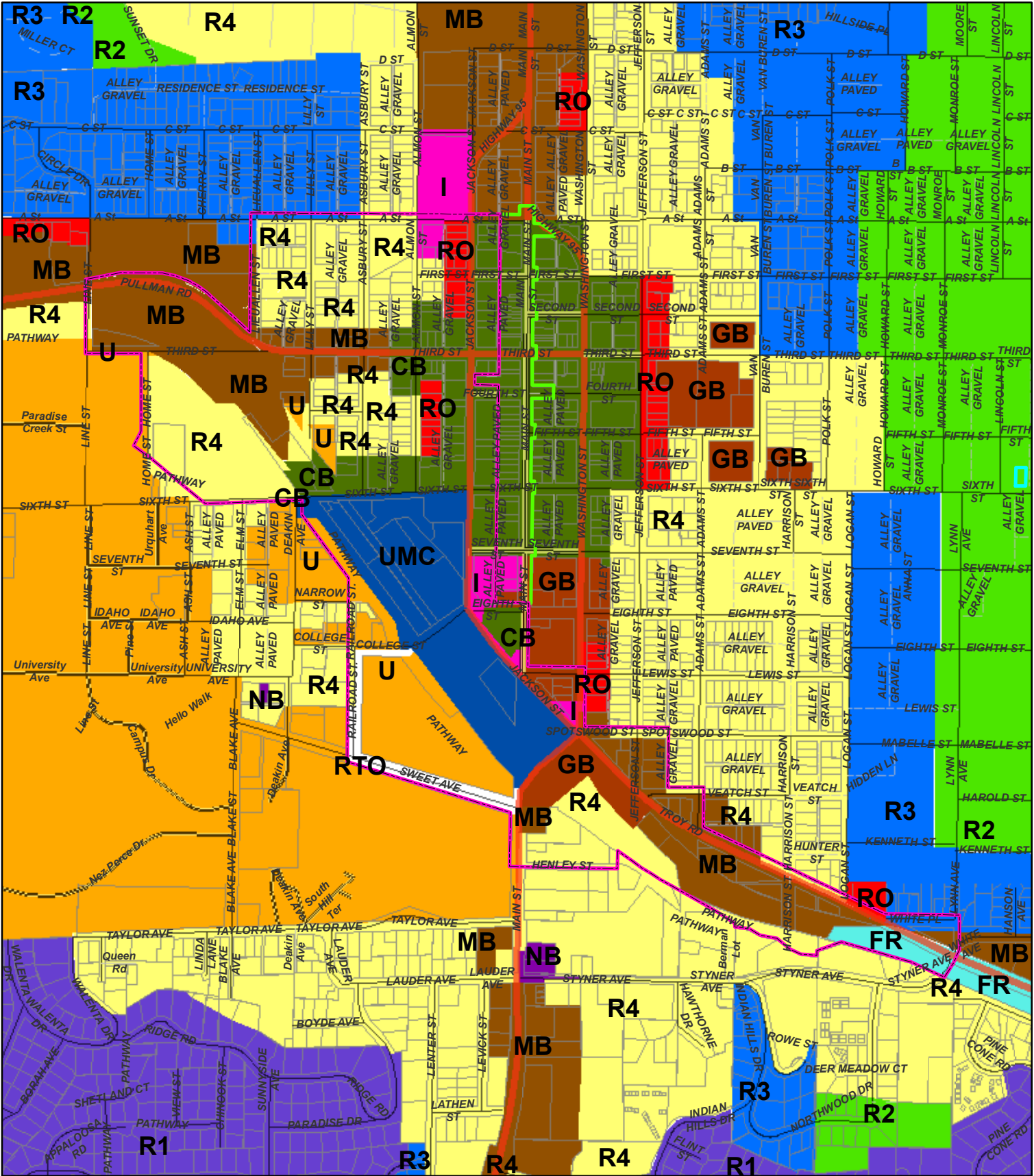
JOHN L. DUNN, PLS / ID, WA / CFEDS
DUANE E. PRIEST, PLS / ID
MICHAEL E. DAHLIN, PLS / ID, WA

Thence along said south line, S89°04'04"E, 20.00 feet;
Thence N00°35'07"E, 60.63 feet to the north right-of-way line of Sixth Street;
Thence along said north line, N89°40'33"W, 19.91 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 260.00 feet to the south right-of-way line of Fifth Street;
Thence along said south line, S89°40'33"E, 20.00 feet;
Thence N00°19'27"E, 80.00 feet to the north right-of-way line of Fifth Street;
Thence along said north line, N89°40'33"W, 20.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 160.00 feet to the south right-of-way line of Fourth Street;
Thence along said south line, S89°40'33"E, 125.00 feet to the northeast corner of Lot 1, Block 4 of the Original Plat of Moscow;
Thence N00°19'27"E, 80.00 feet to the southeast corner of Lot 4, Block 3 of the Original Plat of Moscow;
Thence along north right-of-way line of Fourth Street, N89°40'33"W, 125.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 160.00 feet to the south right-of-way line of Third Street;
Thence along said south line, S89°40'33"E, 20.00 feet;
Thence N00°19'27"E, 80.00 feet to the north right-of-way line of Third Street;
Thence along said north line, N89°40'33"W, 20.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 160.00 feet to the south right-of-way line of Second Street;
Thence along said south line, S89°40'33"E, 20.00 feet;
Thence N00°19'27"E, 80.00 feet to the north right-of-way line of Second Street;
Thence along said north line, N89°40'33"W, 20.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 160.00 feet to the south right-of-way line of First Street;
Thence along said south line, S89°40'33"E, 20.00 feet;
Thence N00°19'27"E, 80.00 feet to the north right-of-way line of First Street;
Thence along said north line, N89°40'33"W, 20.00 feet to the east right-of-way line of Main Street;
Thence along said east line, N00°19'27"E, 190.00 feet to the southwest corner of Lot 2, Block 1, of Frye's Addition to Moscow;
Thence along the south line of said Lot, S89°40'33"E, 125.00 feet to the southeast corner of said Lot 2;

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Attachment 3 - Zoning Map



0 450 900 Feet

1 inch = 800 feet

N

Attachment 4
Infrastructure Needs for Improvements within Project Area

Attachment 4
Infrastructure Needs for Improvements within Project Area

Attachment 4
Legacy Crossing Infrastructure Needs Assessment Cost Estimates

PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	URA PARTICIPATION	
									Percentage	Estimated Cost
COMMUNITY INFRASTRUCTURE										
STREET PROJECTS										
Asbury Street Extension	Asbury Street	Sixth Street	S. Terminus near Main Street	Construction of new public street including paving, curbs, gutters, sidewalks, and storm water facilities to serve URA redevelopment area. Requires acquisition of new Right of Way.	LF	1,900	\$1,200	\$2,280,000	75%	\$1,710,000
Almon Street Reconstruction	Almon Street	Third Street	A Street	Work includes reconstruction of Almon Street.	SY	2,550	\$100	\$255,000	50%	\$127,500
Third St./Lieuallen St/SH8 Intersection Reconstruction	Third St./Lieuallen St/SH8 Intersection	N/A	N/A	Reconstruction and realignment of intersection to improve sight distance, merging issues, turning movements, and general traffic flow.	LS	1	\$275,000	\$275,000	50%	\$137,500
Lieuallen Street Improvements	Lieuallen Street	A Street	Third Street	Work includes paving, curbs, gutters, sidewalk, and storm drainage improvements. Requires acquisition of Right of Way.	LF	740	\$800	\$592,000	50%	\$296,000
First Street Improvements	First Street	Lieuallen Street	Lilly Street	Work includes paving, curbs, gutters, sidewalk, and storm drainage improvements.	LF	295	\$600	\$177,000	50%	\$88,500
Fifth Street Improvements	Fifth Street	Lilly Street	Asbury Street	Work includes paving, curbs, gutters, sidewalk, and storm drainage improvements.	LF	285	\$600	\$171,000	50%	\$85,500
Henley Street Improvements	Henley Street	US95 (Main Street)	East Terminus	Work includes paving, curbs, gutters, sidewalk, and storm drainage improvements. Requires acquisition of Right of Way.	LF	500	\$600	\$300,000	50%	\$150,000
Pavement Improvement Program	Throughout URA area	N/A	N/A	Work includes pavement repair and replacement work throughout the District in areas with deteriorating roadway surfaces	SY	22,000	\$45	\$990,000	50%	\$495,000
WATER SYSTEM PROJECTS										
Railroad Corridor Trunk Line Project	Railroad Corridor	College Street	US95 (Main Street)	New 12" diameter water main to provide conveyance to eastern reservoirs and adequate fire flow to URA developments.	LF	1,000	\$225	\$225,000	100%	\$225,000
Railroad Corridor Trunk Line Project	Railroad Corridor	Sixth Street	College Street	New 12" diameter water main to provide conveyance to eastern reservoirs and adequate fire flow to URA developments.	LF	800	\$225	\$180,000	100%	\$180,000

Attachment 4
Legacy Crossing Infrastructure Needs Assessment Cost Estimates

PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	URA PARTICIPATION	
									Percentage	Estimated Cost
New Fire Hydrants Installation	Throughout URA area	N/A	N/A	Installation of new fire hydrants in areas currently lacking in adequate fire protection.	EA	20	\$5,000	\$100,000	50%	\$50,000
A Street Watermain	A Street	Lieuallen Street	Jackson Street	Installation of new 12" water main to provide sufficient fire flow to URA area and conveyance to storage facilities.	LF	1,450	\$225	\$326,250	50%	\$163,125
Railroad Street Watermain	Railroad Street	College Street	Deakin Street	Replacement of existing 4" diameter water main with 8" diameter main.	LF	500	\$90	\$45,000	50%	\$22,500
Fire Hydrants Replacement	Throughout URA area	60% of Fire Hydrants	N/A	Replacement of fire hydrants in excess of 50 years old.	EA	30	\$5,000	\$150,000	50%	\$75,000
SANITARY SEWER PROJECTS										
Sanitary Sewer Manhole Replacements	Throughout URA area	50% of manholes	N/A	Replacement of aged brick or block sewer manholes with new precast manholes to reduce amount of infiltration and inflow.	EA	60	\$3,000	\$180,000	50%	\$90,000
Clay Sewer Mains Replacement - High Priority Areas	Throughout URA area	95% of mains	N/A	Replacement of clay sewer mains in excess of 50 years old.	LF	17,220	\$65	\$1,119,300	20%	\$223,860
Clay Sewer Mains Replacement - Moderate Priority Areas	Throughout URA area	95% of mains	N/A	Replacement of clay sewer mains in excess of 50 years old.	LF	34,440	\$65	\$2,238,600	20%	\$447,720
Lilly/Asbury Sewer Main Replacement	Alley between Lilly and Asbury Streets	Third Street	Sixth Street	Repair/Replacement of deteriorating main with flat grade, and roots.	LF	750	\$65	\$48,750	20%	\$9,750

Attachment 4
Legacy Crossing Infrastructure Needs Assessment Cost Estimates

PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	URA PARTICIPATION	
									Percentage	Estimated Cost
URA Primary Sewer Main	Railroad Corridor	E. of US95	Sixth Street	Construction of 8" sewer main accessible to the URA development.	LF	2,250	\$65	\$146,250	100%	\$146,250
STORM SEWER PROJECTS										
Sixth Street Storm Main Improvements	Sixth Street	Jackson Street	Paradise Creek	Increase size of existing storm main to 30" to address localized flooding during high intensity events	LF	970	\$200	\$194,000	50%	\$97,000
Almon Storm Main Replacement	Almon Street	North Terminus	Sixth Street	Replacement of failing main with root intrusion problems with new 8" Main	LF	500	\$65	\$32,500	50%	\$16,250
Asbury Storm Main Replacement	Asbury Street	North Terminus	Sixth Street	Replacement of failing main with root intrusion problems with new 8" Main	LF	550	\$65	\$35,750	50%	\$17,875
COMMUNITY INFRASTRUCTURE TOTAL										\$4,854,330
STREETSCAPE ENHANCEMENTS										
PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	URA PARTICIPATION	
									Percentage	Estimated Cost
Main Street Streetscape Project	Main Street	A Street	Eighth Street	Work includes curbs, gutters sidewalk, lighting and street furnishing improvements	LF	3,400	\$550	\$1,870,000	70%	\$1,309,000
Main Street Intersection Reconstruction	Throughout URA area	N/A	N/A	Installation, repair, replacement of sidewalk and street furnishings throughout District	EA	6	\$475,000	\$2,850,000	70%	\$1,995,000
Streetscape Improvements	Throughout URA area	N/A	N/A	Installation, repair, replacement of sidewalk and street furnishings and lighting throughout District	LF	6,000	\$250	\$1,500,000	70%	\$1,050,000
STREETSCAPE TOTAL										\$4,354,000

Attachment 4
Legacy Crossing Infrastructure Needs Assessment Cost Estimates

									URA PARTICIPATION	
PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	Percentage	Estimated Cost
COMMUNITY PLACEMAKING										
									URA PARTICIPATION	
PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	Percentage	Estimated Cost
Public Landscape, Park and Plaza Development and Enhancements	Throughout URA area	N/A	N/A	Public landscape and other public space improvement projects	LS	1	\$1,650,000	\$1,650,000	70%	\$1,155,000
Public Art Installations	Throughout URA area	N/A	N/A	Various public art installations throughout the District	EA	10	\$20,000	\$200,000	75%	\$150,000
COMMUNITY PLACEMAKING TOTAL										\$1,305,000
SPECIAL PROJECTS										
									URA PARTICIPATION	
PROJECT	LOCATION	FROM	TO	DESCRIPTION	UNITS	QUANTITY	UNIT COST	ESTIMATED COST	Percentage	Estimated Cost
Public Parking Development	Throughout URA area	N/A	N/A	Acquisition and development of public parking facilities	EA	300	\$3,750	\$1,125,000	50%	\$562,500
Pedestrian and Bicycle Improvements	Throughout URA area	N/A	N/A	Development and construction of various pedestrian and bicycle pathways, facilities and lighting	LS	1	\$250,000	\$250,000	50%	\$125,000
Engineering, Economic, Market and Architectural Studies or Reports as Needed	Throughout URA area	N/A	N/A	Development of various market, engineering and other studies as may be required to support the area redevelopment	LS	1	\$250,000	\$250,000	100%	\$250,000
Building Demolition, Environmental Remediation, Property Acquisition and Reconditioning	Throughout URA area	N/A	N/A	Various minor building demolition, environmental remediation, and property acquisition that may be required to support the area redevelopment	LS	1	\$650,000	\$650,000	100%	\$650,000
SPECIAL PROJECTS TOTAL										\$1,587,500
GRAND TOTAL										\$12,100,830

ATTACHMENT 5

MOSCOW, IDAHO AMENDED AND RESTATED LEGACY CROSSING URBAN RENEWAL DISTRICT TAX INCREMENT FINANCING FEASIBILITY STUDY

April 2018

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MOSCOW, IDAHO
FIRST AMENDED LEGACY CROSSING URBAN RENEWAL DISTRICT
TAX INCREMENT FINANCING FEASIBILITY STUDY

INTRODUCTION AND EXECUTIVE SUMMARY

The Legacy Crossing Urban Renewal District Redevelopment Plan (the “Plan”) was approved by the Moscow City Council on June 2, 2008, through the passage of Ordinance 2008-10. The approval of the Plan and passage of the Ordinance resulted in the establishment of the 163-acre Legacy Crossing District (the “District”). Beginning in 2015 the Moscow City Council became increasingly concerned with the deteriorating condition of the public infrastructure surrounding Main Street which is adjacent to, but outside of, the District.

In August of 2016, following the closure of the Alturas Urban Renewal District, the Council requested the Agency to consider the expansion of the Legacy Crossing District to include the adjacent portion of Main Street, thus allowing the Agency to participate in public infrastructure improvements within the area. On April 2, 2018, the Moscow City Council passed Resolution 2018-00, approving the Legacy Crossing Main Street Boundary Amendment Eligibility Study and directed the Moscow Urban Renewal Agency (“Agency”) to prepare an amendment to the Legacy Crossing District. That area proposed to be annexed is approximately 12 acres in size and is directly adjacent to the east of the current District boundary.

In order to amend the Plan, it is necessary to update the associated financial feasibility study to ensure the urban renewal project is financially feasible considering the needed infrastructure improvements and the anticipated tax increment revenue expected to be created within the District. This study is an update to the 2008 Legacy Crossing Urban Renewal District Tax Increment Financial Feasibility Study that was prepared by Business Planning Consultants, Inc., and covers the time period between the year of the proposed plan amendment in 2018 to the anticipated termination date of the District in 2032.

The needed infrastructure improvements were identified with the assistance of the Moscow Public Works Department after a review of the City’s utility masterplans and interviews with field operations staff. This process identified a number of deficient, undersized, and/or deteriorating utilities, streets, sidewalks that are in need of repair or replacement to support the redevelopment of the district and to improve the deteriorated and deteriorating conditions within the area.

The study concludes that the anticipated tax increment revenues will be sufficient to fund the Agency’s anticipated level of financial participation within the identified projects. The method of funding may vary and the Agency may choose to directly fund infrastructure improvements, utilizing developer participation agreements, and/or utilizing bond financing to fund projects depending upon the timing of the specific project, private development activity or grant or other funding opportunities. The analysis is intended to demonstrate the overall feasibility of the project plan but not necessarily dictate the exact method of execution of the plan which will need to be flexible and adaptable to change conditions and private development activity.

AREA DESCRIPTION

The existing Legacy Crossing District is approximately 163 acres in size and after the additional 12-acre annexed area, the proposed Amended District would total 175 acres in size. The proposed Amended District would start at Henley Street and Highway 8 on the South, continues northwesterly along the eastern boundary of the University of Idaho to South Line Street, at which point the boundary doubles back along West Pullman Road to South Lieuallen Street, where it goes north to West A Street, then east to the easterly right of way of Main, then south along said right-of-way, south to West 8th Street, then southeasterly to Highway 8, east on White Place to Lynn Street, south to Paradise Creek, and finally northwesterly along the south side of Paradise Creek to Henley.

EXISTING LAND USES

Current uses within the proposed Amended District include a wide variety of land uses from limited agricultural industrial, to residential, to a variety of personal, professional, retail, restaurants and other commercial services. As stated in the amended plan the goal is, *"...to eliminate conditions impeding the City's economic growth in an area located between Moscow's historic downtown and the University of Idaho campus, an area designated as Legacy Crossing. The Legacy Crossing District was intended to allow the Agency to pro-actively address issues creating static economic conditions and, by taking actions targeted toward improvement of both underdeveloped properties and those properties in transition. The focus of the district was to spur more rapid land use transition of properties from former agricultural and/or industrial uses to new uses, and thereby transform the area from its current economic liability toward economic vibrancy."*

VALUATION OF THE URBAN RENEWAL AREA

The 2017 base valuation of the Legacy Crossing District is \$44,969,560. According to the Latah County Assessor, the January 1, 2018 valuation of the proposed 12-acre annex area is \$13,096,968. The resulting combined base valuation of the proposed Amended District would total \$58,066,528. This includes both real and personal property, plus improvements, and less the homeowners' exemptions.¹

GROWTH PROJECTIONS

There are two elements to the growth projection. The first is the inflationary growth of the base valuation that occurs over time within the area. The second element incorporates the addition of new infrastructure and the added assessed value that occurs as a result of both public and private investment. These two growth factors are utilized to project the tax increment that would be available for the Agency's use in Legacy Crossing. The following paragraphs describe the major assumptions used in these projections.

INFLATIONARY GROWTH RATES

Average population growth rates for the City of Moscow has been fairly modest but steady and just over 1% per year. The total assessed valuation growth for the City has been slightly higher with an average of 1.85% per year over the ten-year period between 2007 and 2017. For the purposes of this study and to remain conservative, 1.0% is utilized as the assumed inflationary annual growth rate.

¹ Latah County Assessor

NEW DEVELOPMENT INCREMENT

As individual properties are developed and the assessed valuation grows, tax increment is created by those projects. In the early years following the District creation in 2008, new development within the District was very limited as a result of the Great Recession and local economic conditions. Beginning in 2017 however, development activity within the District has increased significantly and over \$40 Million in new development projects has either been completed or is under construction at the time of this study. Valuation estimates of these current projects have been incorporated within the new development increment projections. Beyond these known projects it is estimated that new development increment in the future will result in a 9% annual increase to the new development increment. This appears to be a relatively conservative when compared to the 25.9% average annual growth rate that has been observed since 2008.

LEVY RATES

Levy rates change each year but usually only by a very small amount. We assume levy rates will remain constant during the projection period. Table 1 shows current levy rates.

TABLE 1	
CURRENT LEVY RATES BY TAXING DISTRICT 2017	
SCHOOL DISTRICT 281 (EXCLUDING FACILITY BONDS)	0.006502582
CITY OF MOSCOW	0.004922870
LATAH COUNTY	0.004368392
N. LATAH COUNTY HIGHWAY DIST.	0.001389756
MOSCOW CEMETERY DIST.	0.000184443
LATAH COUNTY LIBRARY DIST.	0.000582073
TOTAL CURRENT LEVY RATE	0.017950116

Source: Latah County Treasurer

TAX GENERATION

As discussed previously, tax increment revenues are created by inflationary increases and increased property values that result from new development and construction. The primary purpose of the Legacy Crossing Urban Renewal District designation is to encourage new and higher value development to occur within the District boundaries. Future projected tax revenue includes the previously described assumptions of a 1% annual inflationary growth and 9% annual new development value growth. Table 2 shows the projected tax increment revenues that are anticipated to be generated within the Amended District.

TABLE 2 DISTRICT TAX GENERATION PROJECTION					
Tax Year	Fiscal Year	Inflationary Growth Increment Revenues	New Development Increment Revenues	Total Tax Increment Revenues	Cumulative Increment Revenue
2018	2019	\$ 6,850	\$ 330,341	\$ 337,191	\$ 337,191
2019	2020	\$ 10,419	\$ 511,637	\$ 522,056	\$ 859,247
2020	2021	\$ 20,943	\$ 543,947	\$ 564,890	\$ 1,424,138
2021	2022	\$ 31,572	\$ 592,902	\$ 624,474	\$ 2,048,612
2022	2023	\$ 42,307	\$ 646,264	\$ 688,571	\$ 2,737,183
2023	2024	\$ 53,150	\$ 704,427	\$ 757,577	\$ 3,494,760
2024	2025	\$ 64,100	\$ 767,826	\$ 831,926	\$ 4,326,686
2025	2026	\$ 75,161	\$ 836,930	\$ 912,091	\$ 5,238,777
2026	2027	\$ 86,332	\$ 912,254	\$ 998,586	\$ 6,237,363
2027	2028	\$ 97,615	\$ 994,357	\$ 1,091,971	\$ 7,329,334
2028	2029	\$ 109,010	\$ 1,083,849	\$ 1,192,859	\$ 8,522,194
2029	2030	\$ 120,520	\$ 1,181,395	\$ 1,301,915	\$ 9,824,109
2030	2031	\$ 132,144	\$ 1,287,721	\$ 1,419,865	\$ 11,243,974
2031	2032	\$ 143,885	\$ 1,403,616	\$ 1,547,501	\$ 12,791,475
2032	2033	\$ 155,743	\$ 1,529,941	\$ 1,685,685	\$ 14,477,160

PUBLIC INFRASTRUCTURE & OTHER INVESTMENTS

With limited exceptions, urban renewal agencies within the State of Idaho are largely restricted to the funding of public infrastructure in support of private development and investment. These public infrastructure investments commonly include items such as water and sewer utility extension or expansion, public roadway expansion and improvement, streetscape and sidewalk improvement, and participation in the development of public amenities such as public facilities, buildings, parks, art installations and similar improvements.

Urban renewal agencies may also acquire and assemble property and fund demolition and environmental remediation activities. These public investments can generally be divided into four components within the MURA public investment portfolio: Community Infrastructure, Streetscape Enhancements, Community Placemaking and Special Projects. All of these investment components are intended to address community needs, improve deteriorating areas, and promote private investment and reinvestment.

As identified within the draft Amended Plan, the total anticipated public investments that are necessary in the Amended Legacy Crossing Urban Renewal District are estimated to be \$12.1 million. There may be some added costs due to inflation, which will be dependent upon when the costs are incurred, but those are not addressed in this report. The projected investments in each of the public investment portfolio categories are shown in Table 3 below.

TABLE 3						
PUBLIC INVESTMENT TIMING						
Fiscal Year	Community Infrastructure	Streetscape Enhancements	Community Placemaking	Special Projects	Total Annual Investments	
2019	\$ -	\$ 35,000	\$ 25,000	\$ 170,000	\$ 230,000	
2020	\$ 175,000	\$ 137,000	\$ 35,000	\$ 15,000	\$ 362,000	
2021	\$ 176,379	\$ 154,332	\$ 44,095	\$ 66,142	\$ 440,947	
2022	\$ 198,458	\$ 173,651	\$ 49,615	\$ 74,422	\$ 496,145	
2023	\$ 222,255	\$ 194,473	\$ 55,564	\$ 83,345	\$ 555,636	
2024	\$ 247,921	\$ 216,931	\$ 61,980	\$ 92,970	\$ 619,802	
2025	\$ 275,623	\$ 241,170	\$ 68,906	\$ 103,359	\$ 689,058	
2026	\$ 305,542	\$ 267,349	\$ 76,386	\$ 114,578	\$ 763,855	
2027	\$ 337,876	\$ 295,641	\$ 84,469	\$ 126,703	\$ 844,689	
2028	\$ 372,839	\$ 326,234	\$ 93,210	\$ 139,815	\$ 932,097	
2029	\$ 410,666	\$ 359,333	\$ 102,666	\$ 154,000	\$ 1,026,665	
2030	\$ 451,612	\$ 395,161	\$ 112,903	\$ 169,355	\$ 1,129,031	
2031	\$ 495,957	\$ 433,963	\$ 123,989	\$ 185,984	\$ 1,239,893	
2032	\$ 544,004	\$ 476,003	\$ 136,001	\$ 204,001	\$ 1,360,009	
2033	\$ 596,083	\$ 521,572	\$ 149,021	\$ 223,531	\$ 1,490,207	
Total	\$ 4,810,214	\$ 4,262,813	\$ 1,258,804	\$ 1,923,205	\$ 12,180,036	

DETERMINATION OF CASH FLOW FEASIBILITY

Table 4 details the annual cash flow projections for the Amended District beginning in FY2019 and continuing to the last tax revenue receipts that would occur in 2033. The projections include the anticipated beginning fund balance, annual tax increment revenues, total annual public investment as detailed in Table 3, annual operational expenses and ending fund balance. The Agency currently has two long-term debt obligations including the bonds utilized to purchase the 6th and Jackson property and the settlement agreement with Latah County regarding the repayment of tax revenues the Agency received due to a County assessment system error that occurred for the 2009, 2010 and 2011 tax years. For the purposes of this assessment, those financial obligations are not detailed separately and are included within Agency's operational expenditures detailed in Table 4 below.

TABLE 4 CASH FLOW PROJECTION										
Fiscal Year	Beginning Fund Balance	Increment Revenue	Annual Public Investment	Agency Operational Expenses	Owner Participation Agreements	Latah County Settlement Agreement	Sixth and Jackson Bond	Total Expenses	Ending Fund Balance	
2019	\$ 248,581	\$ 337,191	\$ 230,000	\$ 79,291	\$ 86,367	\$ 3,500	\$ 43,590	\$ 442,748	\$ 143,023	
2020	\$ 143,023	\$ 522,056	\$ 362,000	\$ 80,877	\$ 63,279	\$ 3,500	\$ 44,056	\$ 553,712	\$ 111,368	
2021	\$ 111,368	\$ 564,890	\$ 440,947	\$ 82,494	\$ 14,197	\$ 5,000	\$ 43,370	\$ 586,009	\$ 90,249	
2022	\$ 90,249	\$ 624,474	\$ 496,145	\$ 84,144	\$ 12,397	\$ 5,000	\$ 43,965	\$ 641,652	\$ 73,072	
2023	\$ 73,072	\$ 688,571	\$ 555,636	\$ 85,827	\$ 12,398	\$ 5,000	\$ 43,472	\$ 702,333	\$ 59,309	
2024	\$ 59,309	\$ 757,577	\$ 619,802	\$ 87,544	\$ 12,397	\$ 5,000	\$ 43,936	\$ 768,679	\$ 48,207	
2025	\$ 48,207	\$ 831,926	\$ 689,058	\$ 89,295	\$ 12,398	\$ 5,000	\$ 44,311	\$ 840,061	\$ 40,073	
2026	\$ 40,073	\$ 912,091	\$ 763,855	\$ 91,080	\$ 12,398	\$ 10,000	\$ 43,599	\$ 920,933	\$ 31,232	
2027	\$ 31,232	\$ 998,586	\$ 844,689	\$ 92,902	\$ 6,892	\$ 12,000	\$ 43,843	\$ 1,000,326	\$ 29,491	
2028	\$ 29,491	\$ 1,091,971	\$ 932,097	\$ 94,760	\$ 6,892	\$ 23,000	\$ -	\$ 1,056,749	\$ 64,714	
2029	\$ 64,714	\$ 1,192,859	\$ 1,026,665	\$ 96,655	\$ 6,892	\$ 24,537	\$ -	\$ 1,154,749	\$ 102,824	
2030	\$ 102,824	\$ 1,301,915	\$ 1,129,031	\$ 98,588	\$ 6,892	\$ -	\$ -	\$ 1,234,511	\$ 170,228	
2031	\$ 170,228	\$ 1,419,865	\$ 1,239,893	\$ 100,560	\$ 6,892	\$ -	\$ -	\$ 1,347,345	\$ 242,748	
2032	\$ 242,748	\$ 1,547,501	\$ 1,360,009	\$ 102,571	\$ 6,892	\$ -	\$ -	\$ 1,469,472	\$ 320,777	
2033	\$ 320,777	\$ 1,685,685	\$ 1,490,207	\$ 104,623	\$ -	\$ -	\$ -	\$ 1,594,830	\$ 411,631	
Total		\$ 14,477,160	\$ 12,180,036	\$ 1,371,212	\$ 267,182	\$ 101,537	\$ 394,142	\$ 14,314,109		

CONCLUSIONS AND RECOMMENDATIONS

It is expected that the Legacy Crossing Urban Renewal District will generate sufficient revenue to fund the identified infrastructure needs. The analysis does rely upon several assumptions regarding the future growth of the base valuation and new increment that results from development and redevelopment activities. These assumptions include the following:

- Inflationary growth is projected to grow at a modest 1% annually. Compared to the City's assessed valuation growth of 1.85% over the past 10 years (much of the Great Recession) the 1% assumption is considered to be a conservative estimate.
- For the 2019-2021 fiscal years, increment estimates for projects currently under construction or in the planning phase have been incorporated within the future increment projections. There is relatively high certainty for these projections.
- Beyond 2021, future new development increment growth is estimated at 9% annual growth. Since the formation of the District, new development has grown by over 28% annually even after accounting for base valuation growth. As a result, the 9% annual growth is considered to be a conservative estimate.

The Moscow Urban Renewal Agency can create an economically vibrant Legacy Crossing project area by:

- Eliminating unsafe, deteriorated, or inadequate public improvements and facilities;
- Assembling and redeveloping parcels to provide an improved environment for development;
- Attracting new commercial and mixed use developments;
- Improving connectivity; and
- Adding to parks, open space and quality of life amenities.

As a result of these Agency activities, an area surrounding a former industrial railway corridor, which has outlived its useful life in that configuration, will be transformed to economic health and will add significantly to Moscow's business, cultural and civic appeal.

The benefits expected in Legacy Crossing will accrue faster if the Agency is willing to make a strong recruiting effort to attract new development partners early in the life of the district. However, the benefits can be achieved before the Legacy Crossing Urban Renewal district ends in calendar 2032, given the Agency's application of the reasonable growth and development expectations underlying the forecasts contained in this report.

At the end of the Legacy Crossing's Plan term, significant increases in assessed values will be returned to the tax rolls, as illustrated in Table 5, below.

TABLE 5 VALUATIONS OVER TIME						
Tax Year	Fiscal Year	Base Valuation	Inflationary Growth	New Development Increment Valuation	Total Valuation	
2018	2019	\$ 58,066,528	\$ 235,000	\$ 18,403,272	\$ 76,469,800	
2019	2020	\$ 58,647,193	\$ 580,665	\$ 28,503,272	\$ 87,150,465	
2020	2021	\$ 59,233,665	\$ 1,167,137	\$ 30,303,272	\$ 89,536,937	
2021	2022	\$ 59,826,002	\$ 1,759,474	\$ 33,030,566	\$ 92,856,568	
2022	2023	\$ 60,424,262	\$ 2,357,734	\$ 36,003,317	\$ 96,427,579	
2023	2024	\$ 61,028,505	\$ 2,961,977	\$ 39,243,616	\$ 100,272,121	
2024	2025	\$ 61,638,790	\$ 3,572,262	\$ 42,775,541	\$ 104,414,331	
2025	2026	\$ 62,255,177	\$ 4,188,649	\$ 46,625,340	\$ 108,880,518	
2026	2027	\$ 62,877,729	\$ 4,811,201	\$ 50,821,621	\$ 113,699,350	
2027	2028	\$ 63,506,507	\$ 5,439,979	\$ 55,395,567	\$ 118,902,073	
2028	2029	\$ 64,141,572	\$ 6,075,044	\$ 60,381,168	\$ 124,522,739	
2029	2030	\$ 64,782,987	\$ 6,716,459	\$ 65,815,473	\$ 130,598,460	
2030	2031	\$ 65,430,817	\$ 7,364,289	\$ 71,738,865	\$ 137,169,683	
2031	2032	\$ 66,085,125	\$ 8,018,597	\$ 78,195,363	\$ 144,280,489	
2032	2033	\$ 66,745,977	\$ 8,679,449	\$ 85,232,946	\$ 151,978,923	

Attachment 6
Private Properties Which May be Acquired by the Agency

1. No particular properties have been identified for acquisition by the Agency. The Agency does not intend to purchase property for future development by private persons.
2. The Agency reserves the right to acquire any additional right-of-way or access routes near or around existing or planned rights-of-way.
3. The Agency reserves the right to acquire property needed for the development of public improvements and public facilities.

4840-7715-9779, v. 1

MOSCOW URBAN RENEWAL AGENCY REQUEST FOR PROPOSAL (RFP)

The Moscow Urban Renewal Agency (MURA) is pleased to announce the redevelopment offering of two undeveloped parcels (Parcels) located at the southwest corner of the intersection of Sixth Street and Jackson Street in Moscow, Idaho.

The MURA invites developers to submit redevelopment proposals for the Parcels in conformance with pertinent zoning regulations, Legacy Crossing Overlay District Design Guidelines and the Legacy Crossing Urban Renewal District Redevelopment Plan of June 2, 2008 (Legacy Crossing Plan).

This competitive proposal process is intended to allow interested developers to respond to public-owned development opportunities. The MURA will negotiate an Exclusive Negotiation Agreement (ENA) agreement with the selected developer(s) to guide discussions leading to the preparation of a Disposition and Development Agreement (DDA). Separate proposals shall be required for each parcel.

Project Summary:

Property Description: The Parcels are generally located at the Southwest corner of the intersection of Sixth Street and Jackson Street within the City of Moscow, Idaho.

North Parcel

The North Parcel is approximately sixteen thousand two hundred forty nine square feet (16,249 sf) in size and fronts on Sixth Street, with the parcel location and dimensions generally shown and described in Exhibit A.

South Parcel

The South Parcel is approximately eleven thousand and twelve square feet (11,012 sf) in size and fronts on Jackson Street, with the Parcel location and dimensions also generally shown and described in Exhibit A.

Both Parcels are adjacent to property to be retained by the MURA and intended to be developed as a pedestrian walkway. An electronic copy of the Parcel boundaries is available on the MURA website at www.moscowura.com for use in the preparation of responses to this RFP. The Parcels are subject to the Special Conditions noted below.

Special Conditions: The Parcels underwent recent environmental remediation pertaining to agricultural fertilizer contamination pursuant to the Voluntary Remediation Agreement between the MURA and the Idaho Department of Environmental Quality, dated May 21, 2014. The Agency was issued a Certificate of Completion and Covenant Not to Sue in April of 2017. The final closeout report and Covenant Not to Sue are available for review on the MURA website at www.moscowura.com. The MURA intends to retain responsibility for the maintenance and operation of the existing groundwater treatment system on the property until

compliance is reached, unless otherwise negotiated with the successful respondent(s) to this Request for Proposals.

Separate proposals shall be required for each parcel. Following the selection of a developer, MURA and the selected developer(s) shall enter into an agreement to negotiate exclusively the terms of the sale of the Parcel(s).

Current Use:	Undeveloped
Current Zoning:	Urban Mixed Commercial Zone/Legacy Crossing Overlay District
Ownership:	Moscow Urban Renewal Agency
Intended Use:	Uses in conformance with the Urban Mixed Commercial zone, Legacy Crossing Overlay District, Legacy Crossing Plan, Legacy Crossing Overlay District Design Guidelines and other applicable regulations.
Development Timeline:	Construction of improvements must be commenced within 6 months of closing and completed within 18 months of closing.
Price:	To be negotiated, but in no case less than the fair value for uses in accordance with the Legacy Crossing Plan as determined by a fair use appraisal.

Background: In 2008 the City of Moscow adopted the Legacy Crossing Plan. The Plan was designed to address economic underdevelopment and physical deterioration and to promote the redevelopment of properties within the Legacy Crossing area which are underserved by a lack of public improvements and deteriorating public improvements, including, but not limited to, streets, sidewalks, pedestrian paths, and water and sewer utilities. The Legacy Crossing Plan, specifically within the Legacy Crossing Overlay District, is intended to provide an improved environment for new commercial and mixed use-developments, eliminate unsafe and hazardous conditions, improve multi-modal transit and multi-modal parking opportunities, prevent the extension of blight and deterioration, promote sustainable development intended to minimize environmental impacts, and promote wise use of natural resources, including water resources.

The redevelopment of the Legacy Crossing area, specifically in the Legacy Crossing Overlay District, is generally anticipated to include a wide range of mixed uses, including retail, artist studios, eating and drinking establishments, limited light manufacturing where appropriate, professional office space and residential dwelling units. Pedestrian connectivity is also a priority because of the unique location of the Legacy Crossing area lying between the University of Idaho Campus and Moscow's downtown and Central Business District.

Project Objective: The MURA is seeking developers who are prepared to pay no less than the fair re-use amount for the Parcel(s) and who are willing to develop the Parcel(s) for purposes and uses in conformance with the Legacy Crossing Plan, Urban Mixed Commercial Zone, Legacy Crossing Overlay District and Legacy Crossing Overlay District Design

Guidelines. The MURA envisions urban development of an esthetically pleasing and efficient mixed-use project that complements downtown and incorporates the intent of the Legacy Crossing Plan and Legacy Crossing Overlay District Design Guidelines. The subject property is a keystone location and key focal point linking the downtown area with the University of Idaho campus. Proposed developments are encouraged to take advantage of this unique site and incorporated entertainment and/or eating and drinking establishments and residential and/or hospitality uses that will create energy and excitement and activate this key location.

Development Requirements: The development will conform to the requirements of all development and zoning regulations, including the Urban Mixed Commercial zone, Legacy Crossing Overlay zone, Legacy Crossing Overlay Zone Design Guidelines and the Legacy Crossing Plan.

Submittal Requirements

All responses to this RFP shall include the following items:

1. Cover letter introducing the respondent, development partners, design team and other relevant development team members including a brief description of the experience of the respondent and development team members with similar successful mixed use development projects;
2. Preliminary development concept package including detailed description of proposed project, total square footage of proposed uses, the number and type of residential units (ownership, rental, bedrooms, etc.) for any proposed residential uses, parking plan, concept site plan, concept floor plans and building elevations, and any proposed project phasing including proposed phasing timelines;
3. Preliminary project pro-forma demonstrating project viability including project funding sources, project revenue estimates, and relevant financial and market assumptions;
4. Statement that Respondent is willing and able to execute a Disposition and Development Agreement (DDA) upon selection; and
5. Executed release documents.

One printed and one digital copy of the proposal, including the executed release documents, should be submitted to the MURA in care of Bill Belknap, Executive Director, 221 East Second Street, Moscow, Idaho, 83843. All proposals shall be clearly marked "Legacy Crossing Lot Proposal." Project proposals may be received at any time during regular business hours (8:00 a.m. through 5:00 p.m. Monday through Friday, except holidays). No facsimile or e-mail delivery will be accepted.

The MURA reserves the right to reject any and all proposals submitted, or to waive any minor formalities of this request if, in the judgment of the MURA Board of Commissioners, the interest of the MURA would be served.

MURA Selection Criteria: The MURA will select the preferred development proposal based on the following criteria:

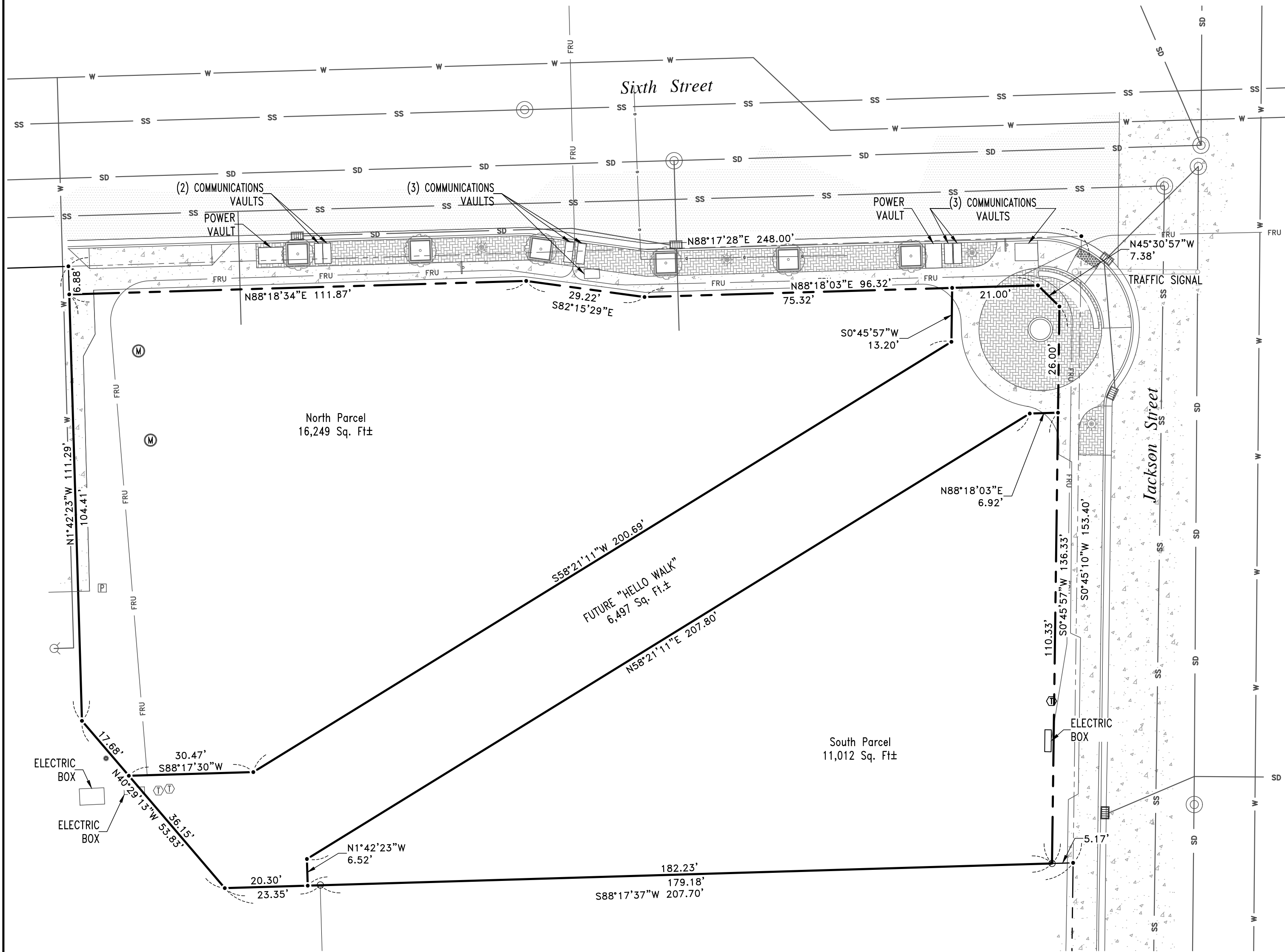
1. How the proposed development meets the MURA's goals and objectives for the Legacy Crossing area as outlined in the Legacy Crossing Plan.
2. Compliance of the proposed development with the Urban Mixed Commercial zoning regulations, Legacy Crossing Overlay District, Legacy Crossing Overlay District Design Guidelines and the Legacy Crossing Plan.
3. Probability of the proposed development's success – based upon the stability of the developer, market analysis, business plan, and timeline.
4. Developer's expectations of the MURA for the project's success.

Target Dates and Timelines:

- | | |
|---|------------------|
| ○ RFP issued | 6-9-2018 |
| ○ Notice published | 6-9-2018 |
| | 6-16-2018 |
| | 6-23-2018 |
| ○ Proposals due to MURA by 5:00 PM Local Time | 8-10-2018 |
| ○ Review of proposals completed by MURA (est.) | 8-24-2018 |
| ○ Execution of Exclusive Negotiation Agreement (ENA) Agreement (est.) | 9-6-2018 |
| ○ Execution of DDA Agreement (est.) | 11-1-2018 |
- **Other Information:** All questions regarding this RFP should be directed to the Executive Director. Only written responses from the MURA will be deemed official responses.
 - **MURA Discretion and Authority:** MURA may accept such proposals as it deems to be in the public interest and furtherance of the purposes of the Idaho Urban Renewal Law, the Legacy Crossing Plan, or it may proceed with further selection processes, or it may reject any and all submissions. MURA will determine, from the information submitted in the responses, the developer(s) most qualified to meet the stated duties as evaluated under the criteria set forth herein. Final selection will be made by the MURA Board.

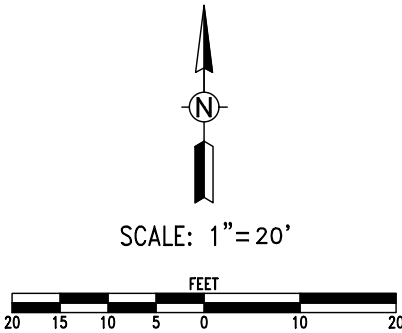
The issuance of the RFP and the receipt and evaluation of submissions does not obligate the MURA to select a developer and/or enter into the Exclusive Right to Negotiate Agreement. Submissions do not constitute business terms under any eventual Exclusive Right to Negotiate Agreement. The MURA will not pay costs incurred in responding to this RFP. The MURA may cancel this process at any time prior to the execution of an Exclusive Right to Negotiate Agreement without liability.

Exhibit 'A'



LEGEND

- 5/8" REBAR
- CALCULATED POSITION
- ⊙ MANHOLE
- ⊞ CATCH BASIN
- ⊙ TREE
- ⊙ LIGHT POLE
- ⊙ TELECOMMUNICATIONS PEDESTAL
- ⊙ MONITOR WELL
- PROPERTY LINE
- - - RIGHT-OF-WAY LINE
- W WATER LINE
- SS SANITARY SEWER LINE
- SD STORM DRAIN LINE
- FRU FRANCHISE UTILITY LINE (POWER, TELECOMMUNICATIONS)
- == CURB
- ASPHALT PAVING
- CONCRETE PAVING
- CONCRETE PAVERS



Wahne & Associates, Inc.
Engineers • Planners • Landscape Architects

P.O. Box 8728
405 S. Washington Street
Moscow, Idaho 83843-0728
(208) 882-3520

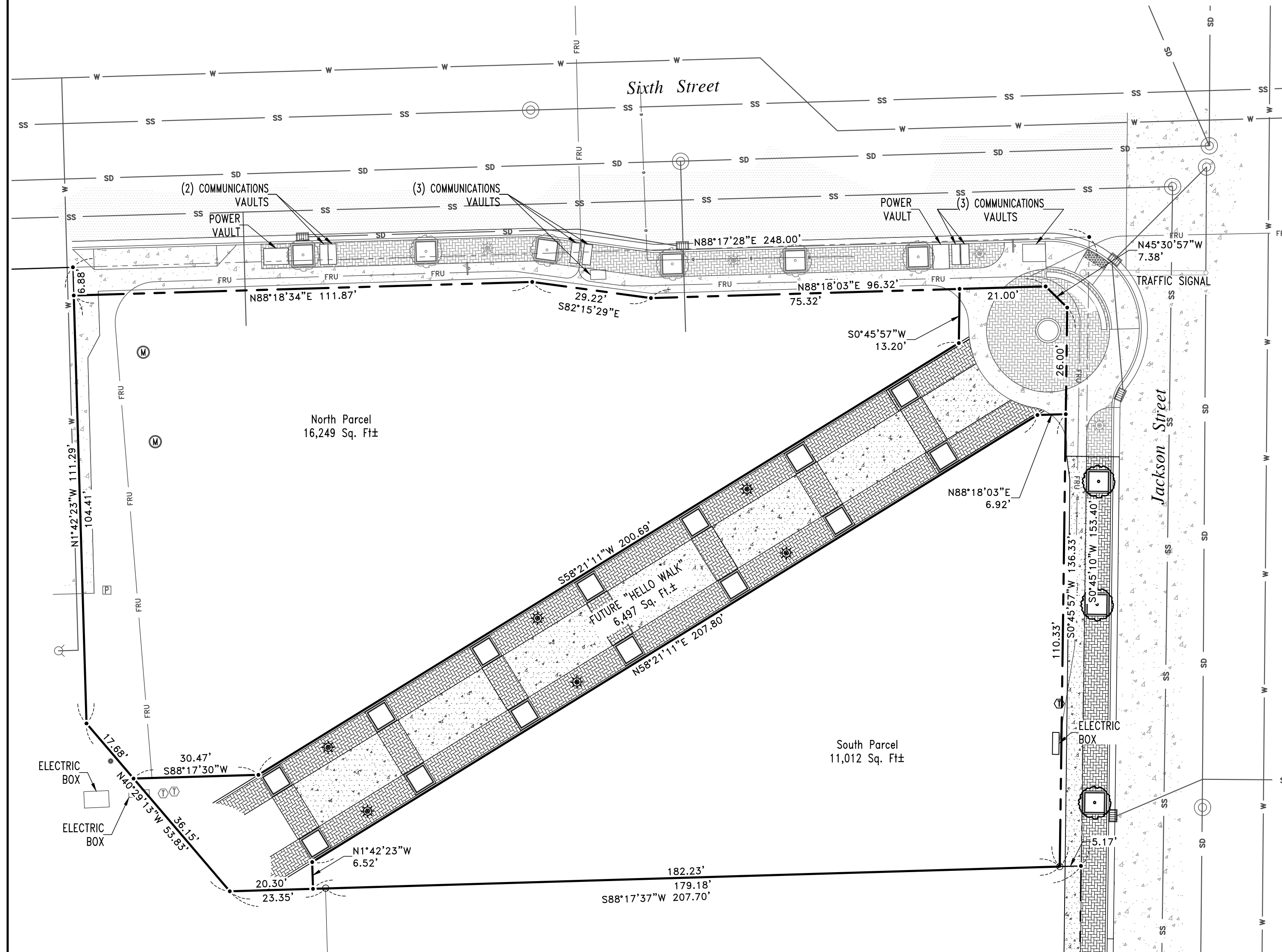
RIM ROCK CONSULTING, INC.
Lead Surveying
Site Planning
Mapping

1321 WEST 25 STREET #102 TULSA, OKLA. 74107-3585 (918) 583-5537 info@rimrockconsulting.net

**PRELIMINARY
NOT FOR
RECORDING**

Exhibit Drawing – Existing Conditions
City of Moscow – 6th Street Property
Latah County, Idaho

Drafted by:	SW
Checked by:	MT
File Name:	3928 Exhibit.dwg
Tab:	EXIST
Plot Style	OCE.ctb
Project:	30--- Mo Yr
Date:	5/30/18



**PRELIMINARY
NOT FOR
RECORDING**

Exhibit Drawing – with Proposed Improvements
City of Moscow – 6th Street Property
Latah County, Idaho

Drafted by:	SW
Checked by:	MT
File Name:	3928 Exhibit.dwg
Tab:	FUTURE
Plot Style	OCE.ctb
Project:	30-- Mo Yr
Date:	5/30/18